



STATE EMPLOYEES' APPEALS COMMISSION

Eric J. Holcomb, Governor
Erin M. McQueen, Director and Chief ALJ

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MINUTES OF THE REGULAR MEETING OF THE STATE EMPLOYEES' APPEALS COMMISSION August 15, 2024

The regular meeting of the State Employees' Appeals Commission was held on August 15, 2023, at 02:00 P.M. EDT, in person in Indiana Government Center South Conference Center Room 15. The Chair, Commission Frank Sullivan Jr., called the Commission to order at 02:00 P.M. EDT. The following four Commissioners were present and constituted a quorum.

COMMISSIONERS PRESENT:

Frank Sullivan, Jr., Chair
Stefanie Krevda
Eric Vermeulen
Thomas Hanahan

1. The Commission considered the minutes from the May 12, 2023, meeting. Commissioner Sullivan moved for the minutes to be approved. The Commission approved the minutes as written by a 4-0 vote.
2. The Commission noted sixty-one (118) new Civil Service System complaints filed since the last meeting and approved them by a vote of 4-0 to be docketed. The new Civil Service complaints were listed in the Commission's agenda as follows:

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|-------------------------------------|---------------------------------|
| 1. 04-23-021 Wampler v. INDOT | 17. 07-23-037 Golba v. ESH-FSSA |
| 2. 04-23-022 Simone v. DOC | 18. 07-23-038 Risch v. IDEM |
| 3. 04-23-023 Foster v. FSSA | 19. 07-23-039 Patel v. IDEM |
| 4. 04-23-024 Smith v. DCS | 20. 07-23-040 Pender v. IDEM |
| 5. 05-23-025 Rook v. FSSA | 21. 07-23-041 Wright v. IDEM |
| 6. 05-23-026 Rainer v. DCS | 22. 07-23-042 Wilford v. IDEM |
| 7. 05-23-027 McCarthy v. IGC | 23. 07-23-043 Litwiller v. IDEM |
| 8. 05-23-028 McCall v. FSSA | 24. 07-23-044 Straight v. IDEM |
| 9. 05-23-029 Fusko v. DOC | 25. 07-23-045 Roberts v. IDEM |
| 10. 06-23-030 Burke v. INDOT | 26. 07-23-046 Warr v. DOC |
| 11. 06-23-031 Burke v. DOC | 27. 07-23-047 Adeshina v. DOC |
| 12. 06-23-032 Howell v. DOC | 28. 07-23-048 Rainer v. DCS |
| 13. 06-23-033 Smith v. DCS | 29. 08-23-049 Summers v. INDOT |
| 14. 06-23-034 Burden v. FSSA | 30. 08-23-050 Fisher v. DOC |
| 15. 06-23-035 Mosby v. DCS | 31. 08-23-051 Mischio v. ISD |
| 16. 07-23-036 Arnold v.
IDEM/SPD | 32. 08-23-052 Freyek v. DOC |
| | 33. 08-23-053 Morados v. DOC |

34. 08-23-054 Sternberg v. DCS
35. 08-23-055 Mendoza v. DOC
36. 08-23-056 Tawede v. DOC
37. 08-23-057 Ernst v. INDOT
38. 09-23-058 Reed v. INDOT
39. 09-23-059 Gray v. DOC
40. 09-23-060 Blanton v. DOC
41. 09-23-061 Walsh v. INDOT
42. 09-23-062 Gardner v. DOC
43. 09-23-063 Ford v. DCS
44. 09-23-064 Hoover v. DCS
45. 09-23-065 Saunders v. DOC
46. 09-23-066 Castelan-Melendez v. FSSA
47. 09-23-067 Pierce v. DCS
48. 09-23-068 Galang v. DCS
49. 09-23-069 Harrison v. DOC
50. 10-23-070 McCall v. FSSA
51. 10-23-071 Friday v. DHS
52. 10-23-072 Shepherd v. DCS
53. 10-23-073 Morris v. FSSA
54. 11-23-074 Sims v. DOC
55. 11-23-075 Christman v. DOC
56. 11-23-76 Cornett v. DOC
57. 11-23-077 Dunn v. DOC
58. 11-23-078 Nordstrom v. DVD
59. 11-23-079 Shivley v. FSSA
60. 11-23-80 Stone v. DOC
61. 11-23-081 Rutledge v. DWD
62. 11-23-082 Hail v. DWD
63. 11-23-083 Harter v. DCS
64. 11-23-084 High v. DCS
65. 11-23-085 Vinzant v. DCS
66. 11-23-086 Tillman-Johnson v. DWD
67. 11-23-087 Wargel v. DCS
68. 12-23-088 Madison v. DCS
69. 12-23-089 McDaniels v. ISD
70. 12-23-090 Lipnicky v. DOC
71. 12-23-91 Cisneros v. DOC
72. 12-23-092 Honn v. DCS
73. 12-23-093 Cobel v. DOC
74. 12-23-094 Jones v. DOC
75. 12-23-095 Ayers v. DWD
76. 12-23-096 Martin v. FSSA
77. 12-23-097 Slentz v. INDOT
78. 12-23-098 Anstead v. DOC
79. 01-24-001 Miller v. DOR
80. 01-24-002 Adams v. DOC
81. 01-24-003 Hail v. DWD
82. 01-24-004 Hicks v. DOC
83. 01-24-005 J. Jones v. DOC
84. 01-24-006 Jostes v. DOC
85. 01-24-007 Wilson v. AGO
86. 02-24-008 Counou v. DOC
87. 02-24-009 Sweatt v. DOC
88. 02-24-010 Holmes-Allen v. FSSA
89. 02-24-011 Rogowski v. DHS
90. 02-24-012 Cox v. DOC
91. 02-24-013 McCorkle v. DOR
92. 03-24-014 Johnson v. DWD
93. 03-25-015 Sievers v. INDOT
94. 03-24-016 Parker v. FSSA
95. 03-24-017 DeVault v. DWD
96. 04-24-018 DeCatur v. FSSA
97. 04-24-019 Stokes v. FSSA
98. 04-24-020 Bailey v. DOC
99. 04-24-021 Murphy v. FSSA
100. 04-24-022 Littleton v. INDOT
101. 04-24-023 Hargett v. DOC
102. 04-24-024 Blower v. DOC
103. 04-24-025 O'Connell v. FSSA
104. 04-24-026 Dowdell v. INDOT
105. 05-24-027 Kelly v. DOC
106. 05-24-028 Mullaney v. INDOT
107. 05-24-029 Lewis v. DOC
108. 05-24-030 Tully v. DCS
109. 05-24-031 Sylvester v. DWD
110. 05-24-032 Walker v. DCS
111. 05-24-033 Harris v. IOT
112. 05-24-034 Harris v. IOT
113. 05-24-035 Bensheimer v. DOC
114. 06-24-036 Kiser v. DOC
115. 06-24-037 Reid v. DCS
116. 06-24-038 Slover v. DCS
117. 06-24-039 Flores v. DOC
118. 07-24-040 Raia v. IOT

3. Chief ALJ Erin McQueen noted that there have been forty-five (45) new cases have been filed so far in 2024. Forty-seven (47) cases are actively pending in various stages of proceedings.

4. The oral argument of Petitioner's objections to the Non-Final Order of *Gilmour v. DCS*, SEAC No. 11-22-044, was heard by oral argument on Petitioner's timely objections and Respondent's response to the objections. Chief ALJ Erin McQueen provided a Non-Final Order. Petitioner Gilmour appeared by counsel, Mr. Biesecker. Respondent appeared by counsel, Mr. Yates. Both parties provided oral argument. Following public deliberation, the Commission AFFIRMED the ALJ's Non-Final Order by a vote of 4-0. Additionally, the Commission considered Respondent's Motion to Correct Error filed August 01, 2024. The Commission determined that the error in the Non-Final Order was a scrivener's error and ordered that ALJ McQueen issue the Final Order of the Commission with the correction.
5. The Commission then selected a Chair and Vice-Chair pursuant to I.C. 4-15-1.5-5. Commissioner Frank Sullivan Jr. was selected to be retained by the Commission members as the Chair of the Commission. Commissioner Veronica Hubartt was selected to be retained by the members of the Commission as the Vice-Chair of the Commission.
6. Seeing no further new business, Chair Sullivan closed the meeting at 02:50 P.M. with the next meeting Commission Meeting date TBD.

Veronica Hubartt

Chair

State Employees' Appeals Commission

Date : 10/28/2025