



801 Capitol Mall Sacramento, CA 95814 | www.spb.ca.gov

Governor Edmund G. Brown Jr.

Sheldon Scarber
v.
California Department of Highway Patrol

Appeal from Dismissal

Case No. 13-1254

**DECISION APPROVING
STIPULATION FOR SETTLEMENT**

WHEREAS, the Board has considered the stipulation for settlement submitted by the parties in the above matter; and,

WHEREAS, the parties have represented either through their signatures (or the signatures of their representatives) on a stipulation for settlement, or before an Administrative Law Judge who has incorporated the parties' stipulation for settlement into a Proposed Decision, their desire to settle the appeal pending before the Board; and,

WHEREAS, the Board is therefore satisfied that the parties have voluntarily agreed to the disposition of the matter pending before the Board as set forth in the settlement; and,

WHEREAS, the Board also finds that the settlement is consistent with the interests protected by the State's merit civil service system as defined in Article VII of the California Constitution and the State Civil Service Act (Government Code section 18500 et seq.); and,

WHEREAS, in approving the settlement, the Board expresses no opinion as to whether the terms of the settlement are otherwise reasonable under all the circumstances of the case;

IT IS RESOLVED that pursuant to the authority as set forth in Government Code section 18681, and in accordance with the Board's precedential decision Pamela Martin (1991) SPB Dec. No. 91-03, the State Personnel Board adopts the stipulation for settlement as its decision in the case.

Signed:

Date: January 09, 2014


Heather Glick
Executive Officer/(Delegate)





PROOF OF SERVICE



Re: **The Matter of Sheldon Scarber**
From the appeal/complaint of Dismissal
SPB Case No. 13-1254

Highway Patrol
Attn: Legal Affairs Section 032
601 North 7th Street
Sacramento, CA 95811

I am over the age of 18 years and not a party to the above-referenced matter. I declare that I am employed by the California State Personnel Board, 801 Capitol Mall, Sacramento, California 95814.

On the date shown below, I caused the following document(s) to be served on the addressee:

DECISION APPROVING STIPULATION FOR SETTLEMENT

-- **By E-mail:** By transmitting the above-named document(s) via electronic mail to the following e-mail address(es):

By US Mail: I am familiar with the SPB's practice for collecting and processing correspondence for mailing. On the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business, in the United States Postal Service in a sealed envelope with postage thereon fully prepaid.

Sheldon Scarber



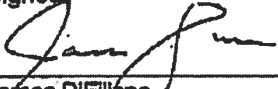
Justice - Legal (Sac)
Attn: Loren Dieu
Office of the Attorney General
1300 I Street, Suite 125
Sacramento, CA 95814-2919

Highway Patrol
Attn: Legal Affairs Section 032
601 North 7th Street
Sacramento, CA 95811

Magill & Guzman Magill Law Firm
Attn: Charles Magill
1060 Fulton Mall, Suite 806
Fresno, CA 93721

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on January 10, 2014, at Sacramento, California.

Signed:


James DiFilippo

RECEIVED
JAN 13 2014
OFFICE OF LEGAL AFFAIRS