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April 30, 2022

The Honorable J. Kevin Stitt  
Governor  
State of Oklahoma

The Honorable Greg Treat  
President Pro Tempore  
Oklahoma Senate

The Honorable Charles McCall  
Speaker  
Oklahoma House of Representatives

As per Section 34.301 of Title 62, also known as the Civil Service and Human Capital Management Modernization Act, the Office of Management and Enterprise Services Civil Service Division is charged with maintaining a State Employee Dispute Resolution Program to provide dispute resolution services for state agencies and state employees.

The OMES Civil Service Division is also required to submit a quarterly report on workload statistics to the governor, the speaker of the Oklahoma House of Representatives and the president pro tempore of the Oklahoma State Senate, summarizing the number of cases, complaints and requests for hearings filed, disposed of and pending with the division for each month of the quarter, and a numerical breakdown of the methods of disposition of such cases, complaints and requests for hearing.

Following is the first quarterly report submission, covering fiscal year 2022 Q3. Any questions about this report can be directed to [stacey.foster@omes.ok.gov](mailto:stacey.foster@omes.ok.gov).

Sincerely,

*Stacey Foster*

Stacey Foster  
OMES Civil Service Division Director  
[stacey.foster@omes.ok.gov](mailto:stacey.foster@omes.ok.gov)

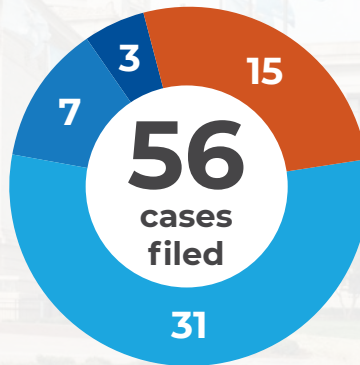
# CIVIL SERVICE DIVISION

## Quarterly Report



### FIRST QUARTER RESULTS

Accepted (Open)  
Accepted (Pending)  
Accepted (Closed)



Denied

Of the 56 total cases submitted to the Civil Service Division in the first quarter of 2022, 31 were accepted and closed, 15 were denied due to statutory conflict, seven are currently under review, and three have gone through the process and are awaiting final decision.

### JANUARY



Accepted (Open)

### FEBRUARY



Accepted (Closed)

### MARCH



Denied



Per 62 O.S. § 34.301, the OMES HCM Civil Service Division submits this quarterly report to the governor, the speaker of the Oklahoma House of Representatives and the president pro tempore of the Oklahoma State Senate containing workload statistics.

- **Average number of days from action to opening a case: 3.9.**
- **Average number of days from opening a case to closure: 17.9.**
- **Average number of days from action to closure: 21.8.**

## **FIRST QUARTER RESULTS:**

- **56 cases filed.**

### ➤ **15 denied**

- ▶ Incomplete petition or nonsensical information: **4.**
- ▶ Untimely filed (action occurred 9/21/21): **1.**
- ▶ Joinder to other complaints: **4.**
- ▶ Temporary employee: **2.**
- ▶ Trial employee: **1.**
- ▶ Does not qualify as a Punitive Transfer: **1.**
- ▶ Dismissed by complainant: **2.**

### ➤ **41 cases accepted**

- ▶ Involuntary demotions: **2.**
- ▶ Written reprimands: **16.**
- ▶ Suspensions without pay: **4.**
- ▶ Terminations: **16.**
- ▶ Whistleblowers: **3.**

- **Of the 41 accepted cases:**

#### ◆ **31 closed cases**

- ▶ Settled in mediation: **5**
- ▶ Mediation unsuccessful, case dismissed: **4.**
- ▶ Dismissed by complainant: **5.**
- ▶ Hearing, ALJ order received, final decision issued: **5.**
- ▶ Dismissed complainant no-show to mediation: **4.**
- ▶ Dismissed complainant no-show to hearing: **1.**
- ▶ Settled outside of mediation/hearing: **3.**
- ▶ Other dismissed: **4.**

#### ◆ **7 pending cases**

- ▶ Pending return of settlement agreement, settled outside of the process: **1.**
- ▶ Settled in mediation, pending CSDD sign-off: **3.**
- ▶ Pending proposed orders by ALJ: **1.**
- ▶ Petition for rehearing, reopening or reconsideration, assigned ALJ as hearing examiner, examination in progress: **2** (cases were in closed status but moved to pending for tracking).

#### ◆ **3 open cases**

- ▶ Waiting for mediation dates: **3.**

## **MISC:**

- **Number of cases submitted with date of action prior to January: 1.**

## **JANUARY:**

- **Number of cases submitted with date of action in January: 20.**
- **Cases denied/dismissed: 6.**
- **Cases accepted: 14**
  - ▶ **Mediations requested or required: 7.**
    - ▷ **Settled in mediation: 1.**
  - ▶ **Hearings requested: 6 (this is misleading because this was before we were having them REQUEST hearings; at this time, it was an automatic process).**
  - ▶ **Whistleblower – no mediation or hearing: 1.**
- **Accepted cases closed in January: 3.**

## **FEBRUARY:**

- **Number of cases submitted with date of action in February: 16.**
- **Cases denied/dismissed: 2.**
- **Cases accepted: 14 (one case went through mediation but was unable to settle so they moved to the hearing process also).**
  - ▶ **Mediations requested or required: 8.**
    - ▷ **Settled in mediation: 4.**
  - ▶ **Hearings requested: 3.**
  - ▶ **ALJ reviews requested: 2.**
  - ▶ **Whistleblower – no mediation or hearing: 1.**
- **Accepted cases closed in February: 14.**

## **MARCH:**

- **Number of cases submitted with date of action in March: 19.**
- **Cases denied/dismissed: 6.**
- **Cases accepted: 13 (two cases selected both mediation and hearing).**
  - ▶ **Mediations requested or required: 10.**
    - ▷ **Settled in mediation: 3.**
    - ▷ **Pending mediation dates: 3.**
  - ▶ **Hearings requested: 2.**
- **Accepted cases closed in March: 13.**