

**CIVIL SERVICE COMMISSION**

**STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE GRIEVANCE OF: )  
Tony Hillmer )  
v. ) NOTICE OF HEARING  
Bureau of Human Resources )

**I.**

Please be advised that the hearing in the above entitled matter will be held at 9 a.m. CDT, in Room 413 of the Capitol Building (500 E Capitol Avenue) in Pierre, South Dakota on August 3, 2017. This will be an adversary hearing to determine whether Mr. Hillmer's position is properly classified as a Corrections Sergeant.

**II.**

This hearing is held pursuant to the authority and jurisdiction granted to the Civil Service Commission by SDCL 3-6D-15 and ARSD Ch. 55:10:08.

**III.**

The hearing involved the following statutes and rules:

SDCL Ch. 3-6D, ARSD Art. 55:10, SDCL 3-6D-10, 3-6D-18 and ARSD 55:10:08:03.

**IV.**

The issue to be determined at the hearing is as follows:

Whether Mr. Hillmer's position is properly classified as a Corrections Sergeant.

**V.**

In accordance with SDCL and 3-6D-10 and 3-6D-14, the Civil Service Commission shall determine and decide whether Mr. Hillmer is properly classified as a Corrections Sergeant and may grant such relief as is provided by law.

**VI.**

This hearing is a contested case as that term is defined in SDCL 1-26-1(2). As such, this hearing is an adversary proceeding at which the grievant and respondent have the right to be present and to be represented by legal counsel or other representative, to introduce evidence and present testimony on their behalf, to call witnesses to testify, to cross-examine all witnesses present, and to submit written argument. These and other due process rights will be forfeited if they are not exercised at this hearing.

**VII.**

If the amount in controversy exceeds two thousand five hundred dollars or if a property right may be terminated, any party to the contested case may require the agency to use the Office of Hearing Examiners by giving notice of the request to the agency no later than ten days after service of this Notice of Hearing.

**VIII.**

The decision based on the hearing may be appealed to the circuit court and the state Supreme Court as provided by law.

**IX.**

The Commission requests that the parties arrive at least fifteen minutes early and that the parties bring nine collated copies of each exhibit.

Dated this 30th day of June, 2017.



Laurie R. Gill, Commissioner  
Bureau of Human Resources  
500 East Capitol Avenue  
Pierre, SD 57501  
Telephone: 605-773-4918