# Housekeeping Item 2: Modify Evaluation Language

Current Language: Pg 54

Proposal:

Remove all mention of the Presiding Judge due to judicial immunity concerns.

K. Appeal of an Evaluation

If an employee wishes further consideration beyond the review by the reviewing officer (or if the reviewing officer fails to respond within the period specified above), the employee or his/her representative, within seven (7) calendar days following the meeting with the reviewing officer, shall prepare a written request as follows to the Court Executive Officer ~~**(or to the Presiding Judge if the Court Executive Officer was the reviewing officer):**~~

1. Identifies the report by stating the date of the report, the name of the rater, and the date the report was received;

2. Specifies the ratings or comments which he/she believes are incorrect;

3. States the rating or comments he/she believes should be made on the report;

4. Gives facts substantiating each change requested; and

5. Keeps a copy of his/her written request and sends the original to the Court Executive Officer ~~**or presiding judge, as appropriate.**~~

Upon receiving this request, the Court Executive Officer ~~**or Presiding Judge**~~ has fourteen (14) calendar days to either sustain or change the report of performance and notify the employee and the employee's designated representative of his/her decision in writing. In case of a change in the report, a copy shall be included with the decision.

The decision and action of the Court Executive Officer ~~**or Presiding Judge**~~ shall be final and binding. Time limits may be extended at any stage of the appeal process by mutual agreement.