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LEGAL AND CODE
SERVICES

STATE OF INDIANA
BEFORE THE FIRE PREVENTION AND
BUILDING SAFETY COMMISSION

IN RE:) CAUSE NO.
)
FROM THIS SPACE, INC.) DHS-1805-FPBSC-005
)
)
)

NON-FINAL ORDER OF DISMISSAL

On August 6, 2018, the parties submitted the attached Joint Motion to Dismiss. **Accordingly, the Administrative Law Judge now enters this Non-Final Order of Dismissal.** The ultimate authority in this matter is the Fire Prevention and Building Safety Commission. Indiana Code § 4-21.5-3-29(d) requires any party seeking to preserve an objection to this order for judicial review to file a written objection that:

1. identifies the basis of the objection with reasonable particularity; and
2. is filed with the Commission within fifteen days (or any longer period set by statute) after this order is served.

In the absence of an objection from a party or notice from the Commission of its intent to review any issue related to this order, the Commission shall affirm this order in accordance with Ind. Code § 4-21.5-3-29(c). **This order will be considered by the Commission on September 4, 2018 at 9:00 a.m. (EDT), in Conference Center Room B, Indiana Government Center South, 302 West Washington Street, Indianapolis, IN 46204.**

Date: August 8, 2018


HON. CHELSEA E. SMITH
Administrative Law Judge
Indiana Department of Homeland Security
302 W. Washington Street
Indiana Government Center South, Rm E208
Indianapolis, IN 46204
Telephone: (317) 234-8917
E-mail: chesmith2@dhs.in.gov

STATE OF INDIANA
BEFORE THE FIRE PREVENTION AND
BUILDING SAFETY COMMISSION

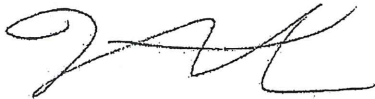
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JOINT MOTION TO DISMISS

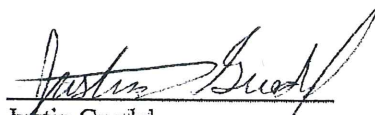
The parties respectfully request the above captioned matter be dismissed. In support of this request, the parties state the following:

1. On April 06, 2018, Respondent performed an inspection of Petitioner's facility and issued an inspection report order citing numerous code violations.
2. On April 16, 2018, Petitioner filed their petition for review of the violations cited in the April 06, 2018 order.
3. Following the initiation of this proceeding, Petitioner informed this Court and Respondent that they no longer desired administrative review and moved to have this case dismissed.
4. As Petitioner no longer challenges the violations provided in the April 06, 2018 inspection report order, the parties respectfully request this matter be dismissed.

Respectfully submitted,



Howard L. Stevenson
Attorney for Petitioner



Justin Guedel,
Attorney for Respondent

Date: 8/6/18

A copy of the foregoing was served by U.S. Postal Service upon the following parties and attorneys of record:

Howard L. Stevenson
Attorney for the Petitioner
STEVENSON LEGAL GROUP, LLC
612 E. Market Street
Indianapolis, IN 46202

and personally served on the following attorney of record:

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