

# **February 19, 2024, Amended Agenda**

- I. Meeting convened and *quorum* established
- II. Announcement of Agenda
- III. Approval of previous meeting minutes
- IV. ICRC Directors' Report
- V. Old Business
  - a. Commissioners Appointed to Appeals Report Determinations:
    - i. Melvin Lipscomb v. Meijer  
(PAra23040381)  
Appeal Date: September 29, 2023  
**Oral Argument**  
**Continued from last month**  
  
**Commissioner Tolliver**
    - ii. Tawanda Woods v. Beacon Pointe  
Apartments (HOha23110879)  
Appeal Date: January 3, 2024  
  
**Commissioner Jackson**
    - iii. Dustin Robinson v. T & T Collision  
(EMha23050437)  
Appeal Date: November 3, 2023  
**Oral Argument**  
**Continued from last month**

## **Chair Slash**

- iv. Jeremy English v. Brookdale Senior Living, Inc.  
(EMha23080644)  
Appeal Date: January 3, 2024  
**Oral Argument**

## **Commissioner Harrington**

- v. Kimberly Addair v. Assist Indiana, Inc.  
(EMse22070363)  
Appeal Date: January 4, 2024  
**Oral Argument**

## **Commissioner Tolliver**

- vi. Leslie Harrison v. Meijer Stores  
Limited Partnership (EMre22110661)  
Appeal Date: January 11, 2024

## **Chair Slash**

### **b. Motions and Other Filings:**

## **VI. New Business**

### **a. Appointment of Commissioners to Complainants' Appeals of Director's Findings**

- i. Kevin Ahern v. Cort Furniture Rental

(EMha23060664)  
Appeal Date: January 31, 2024  
Requesting Oral Argument

- ii. Cary Lynch v. New Albany Housing Authority  
(HOra23090724)  
Appeal Date: February 3, 2024

*“The Chair shall appoint a Commissioner to review and rule on each appeal.” 910 IAC 1-3-2(h).*

**b. Motions and Other Filings:**

**c. Review of ALJ Decisions and Orders**

“The Administrative Law Judge’s Order Disposing of the proceeding becomes a final order when affirmed under [IC 4-21.5-3-29].” IC 4-21.5-3-27(a). Votes Required.

- i. Lee Robinson v. Phillips 66 Gas Station  
(PAra20030115)  
Submitted to the Commission on Jan. 17, 2024

The Administrative Law Judge held a public hearing in this matter on January 10, 2024. The Complainant, a member of a protected Class, attended in person along with ICRC

Staff Attorney Fred Bremer. Respondent did not appear. After listening to Complainant's testimony and Attorney Bremer's oral closing argument, the ALJ ordered the Respondent to pay, within thirty (30) days, a civil penalty in the amount of ten thousand dollars (\$10,000.00), made payable to the Indiana Civil Rights Commission, and must also deliver to the Indiana Civil Rights Commission Director Of Compliance, as escrow agent, a check in the amount of thirty thousand dollars (\$30,000.00), made payable to the Complainant as compensation for emotional distress because of the unlawful and discriminatory actions made by the Respondent. Within the same thirty (30) days of the effective date of this Order, Respondent must also post nondiscrimination notices in conspicuous places at all its properties, including 702 Lincoln Way East, South Bend, IN 46601 and on its website. Respondent must cease and desist from discriminating against people based on race in the protected area of public accommodation. **The objection period in this matter has closed.**

- ii. ICRC/Lanita Goins v. Spicewood Garden Apartment II, LP, Herron Property Management, And Hand, Inc. (HOra23080663)

Submitted to the Commission Feb. 14, 2024

The Administrative Law Judge in this matter took under consideration the Respondent's request to move this matter out of the

administrative forum, a request made on February 13, 2024. Since the Parties are not in agreement to have the claims decided in a court of law, the Notice is GRANTED in part and DENIED in part, with the Complaint Of Discrimination under the IFHA against the Respondent DISMISSED with prejudice. 910 IAC 2-7-9(a). The Notice is not effective in moving the Complaint Of Discrimination under the ICRL out of the Administrative forum, which will result in a bifurcation of these proceedings and will be addressed at the initial prehearing conference with the parties to determine their intent before a final dismissal is issued. **The objection period in this matter has not closed and no decision on this matter is due at this time.**

#### **d. ALJ Decisions Automatically Confirmed**

Automatically Confirmed under Commission's Order on Automatic Adoption and Approval of Certain Non-Final Decisions—No Vote Required.

- i. Roger Sisler v. Somnath Hospitality, LLC.  
(PAha22120722)  
Submitted to the Commission Jan. 22, 2024
- ii. ICRC/Christopher Cottrell v. James Ellenberger & Christine Villaire (HOha23020143)

Submitted to the Commission Jan. 22, 2024

- iii. Scott Blevins v. Mineral Springs, LLC  
(HOha23040347)  
Submitted to the Commission Jan. 25, 2024
  
- iv. Ebony Wilson o/b/o MS v. Trinity Lutheran  
Church and School (EDra22110668)  
Submitted to the Commission Jan. 31, 2024
  
- v. Thomas Jordan v. Best Buy Stores, L.P.  
(PAha21060215)  
Submitted to the Commission Feb. 1, 2024
  
- vi. ICRC/Carolyn Santiago v. KMC Property  
Management (HOra23050422)  
Submitted to the Commission Feb. 5, 2024
  
- vii. ICRC/James Lee & Cody Napier v.  
Robert N. Mead (HOha22080387)  
Submitted February 6, 2024

## **VII. Meeting Dates for 2024**

### **February 19, 2024**

March 18, 2024

April 15, 2024

May 20, 2024

June 17, 2024

July 15, 2024

August 19, 2024

September 16, 2024

October 21, 2024

November 18, 2024

December 16, 2024

**VIII. Election/Training/Other**

**IX. Announcements**

**X. Public Comment**

**XI. Adjournment**