



STATE OF INDIANA
OFFICE OF ADMINISTRATIVE LAW PROCEEDINGS

FILED: Jan 19, 2024

Washington Community School Corporation,
Petitioner

Administrative Cause No.: DHS-2311-002796

v.

Department of Homeland Security,
Respondent

Ultimate Authority: Indiana Fire Prevention and Building Safety Commission

NON-FINAL ORDER OF DISMISSAL

A Notice of Proposed Dismissal was entered in this matter on November 30, 2023, which proposed the dismissal of this case due to Petitioner's failure to appear at a scheduled pre-hearing conference.¹ The Notice was served on Petitioner on November 30, 2023 by email and gave Petitioner seven (7) days from the date of the Notice of Proposed Dismissal to file a motion requesting a final order of dismissal not be imposed and stating the ground relied upon for the request. More than seven days have passed since the Notice of Proposed Dismissal was entered and no such motion has been filed with the Office of Administrative Law Proceedings. Pursuant to Ind. Code 4-21.5-3-24(c), the ALJ issues this non-final order dismissing this case with prejudice.

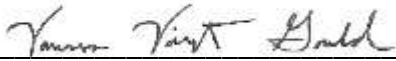
The ultimate authority in this matter is the Fire Prevention and Building Safety Commission (hereinafter "Commission") Indiana Code § 4-21.5-3-29(d) requires any party seeking to preserve an objection to this order for judicial review to file a written objection with the Commission within fifteen (15) days after the service of this order. The objection must be in writing, identify the basis of the objection with reasonable particularity, be served on all parties, and filed with the ultimate authority at buildingcommission@dhs.in.gov.

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). **The Commission will consider this Non-Final Order of Dismissal on March 5, 2024 at 9:00 A.M. EST.** The location of the meeting is a hybrid meeting, to be held virtually via Microsoft Teams and/or WebEx and in-person at: the Indiana Government Center

¹ The ALJ incorporates by reference the findings and conclusions in the Notice of Proposed Dismissal in this Order.

South. Additional information can be found at the Commission's web page (<https://www.in.gov/dhs/boards-and-commissions/>) in advance of the meeting date.

So Ordered: January 19, 2024



Hon. Vanessa Voigt Gould
Administrative Law Judge
Indiana Office of Administrative Law Proceedings
100 North Senate Ave., Room N802
Indianapolis, IN 46204

Distributed:

Ultimate Authority: Indiana Fire Prevention and Building Safety Commission served via email at buildingcommission@dhs.in.gov

Petitioner: Washington Community School Corporation served by email at kfrank@wcs.k12.in.us

Respondent: DHS served by email to Tyler Burgauer at tyburgauer@dhs.in.gov