

**STATE OF INDIANA  
BEFORE THE FIRE PREVENTION AND BUILDING  
SAFETY COMMISSION**

IN RE: ) CAUSE NO.  
 )  
 )  
 BRENNEMAN )  
 DAY CARE ) DHS-1516-FPBSC-011  
 )  
 )  
 )

**NON-FINAL ORDER OF DISMISSAL**


On August 24, 2015, the Respondent in this matter filed a Joint Motion to Dismiss stating that the parties had reach an informal resolution.

**Accordingly, the Administrative Law Judge now enters this Non-Final Order of Dismissal and VACATES the Initial Prehearing Conference set for August 26, 2015.** 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 Indiana Code § 4-21.5-3-29(c). **This order will be considered by the Commission on October 6, 2015, at 9:00 a.m. (EST), in Conference Center Room B, Indiana Government Center South, 302 West Washington Street, Indianapolis, IN 46204.**

Date: August 24, 2015



HON. JUSTIN P. FORKNER  
Administrative Law Judge  
Indiana Department of Homeland Security  
302 W. Washington Street  
Indiana Government Center South, Rm W246  
Indianapolis, Indiana 46204  
Telephone: (317) 234-8917  
Fax: (317) 232-0146  
E-mail: jforkner@dhs.in.gov

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

Patricia Bainter  
Brenneman Missionary Church  
61115 State Road 15  
Goshen, IN 46528

and personally served on the following attorney of record:

Chelsea E. Smith, Esq.; Staff Attorney  
Indiana Department of Homeland Security  
302 W. Washington Street  
Indiana Government Center South, Room W246  
Indianapolis, IN 46204