

STATE OF INDIANA
BEFORE THE FIRE PREVENTION AND BUILDING
SAFETY COMMISSION

FILED
FEB 27 2020
SPECIAL SERVICES
ALJ

IN THE MATTER OF:

JIMTOWN ELEMENTARY AND
INTERMEDIATE SCHOOLS

CAUSE NO.: DHS-2003-FPBSC-003

NON-FINAL ORDER OF DISMISSAL

This matter came before the Administrative Law Judge ("ALJ") on Jimtown Elementary and Intermediate School's ("Petitioner's") and the Indiana Department of Homeland Security's ("Respondent's") Agreed Order and Joint Motion to Dismiss ("Motion").

The ALJ, having read the Motion and being duly advised in the premises, now finds the Motion should be granted.

IT IS ORDERED, ADJUDGED, AND DECREED that the Motion is granted and this cause is dismissed with prejudice. The prehearing conference scheduled for March 17, 2020, at 9:00 a.m. is hereby vacated.

DATE: February 27, 2020



DONALD L. HANNAH
Administrative Law Judge
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Indianapolis, Indiana 46204
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CERTIFICATE OF SERVICE

I certify that on February 27, 2020, I served the foregoing Non-Final Order of Dismissal on the following persons at the addresses shown below by Email.

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DONALD L. HANNAH

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STATE OF INDIANA
BEFORE THE FIRE PREVENTION AND BUILDING
SAFETY COMMISSION

IN THE MATTER OF:)

JIMTOWN INTERMEDIATE AND)
ELEMENTARY SCHOOLS)

CAUSE NO: DHS-2003-FPBSC-003)

AGREED ORDER AND JOINT MOTION TO DISMISS

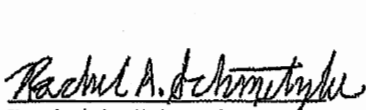
The parties respectfully request the above captioned matter be dismissed. In support of this request, the parties state the following:

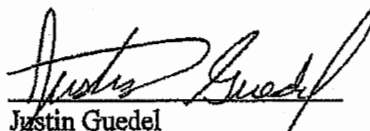
1. On or about January 22, 2020, Respondent issued two reports of inspection to Petitioner, citing in relevant part, violation of Section 1008.1.8 of the 2008 Indiana Building Code.
2. On or about February 5, 2020, Petitioner filed their petition for review of this violation.
3. In order to informally resolve this dispute, the parties agreed to the following:

Respondent agrees to comply the violation of Section 1008.1.8 of the 2008 Indiana Building Code so long as Petitioner only uses the devices in question in the manner provided for in Indiana Code § 22-11-17-2(d).

WHEREFORE, the parties respectfully request this matter be dismissed.

Respectfully submitted,


Rachel A. Schnetzler
Attorney for Petitioner


Justin Guedel
Attorney for Respondent

Date: 2/27/2020