

From: [Boyle, Douglas J \(DHS\)](#)
To: [Eric Kurtz](#)
Cc: [Jim Hoefflicker](#); [Adkinson, Stan](#); [Settle, Kristin](#)
Subject: RE: Administrative Review SC3973 & SC3965
Date: Wednesday, January 29, 2020 5:19:00 PM
Attachments: [image001.png](#)

Thank you very much for your message, Mr. Kurtz, and thank you for speaking to me over the phone today.

I will advise the Fire Prevention and Building Safety Commission at its next meeting that you, on behalf of Lake Station Community Schools, have withdrawn your petition for formal administrative review before the Commission's administrative law judge of the civil penalty orders issued to Hamilton Elementary School (3973112019) and Edison Junior Senior High School (3965223029), in lieu of pursuing "Informal Review" with the Indiana Department of Homeland Security (IDHS).

No further action will be required of the Commission, your school corporation, or IDHS in regards to the petitions for administrative review.

Respectfully,

Douglas J. Boyle | Director – Fire Prevention and Building Safety Commission
Indiana Department of Homeland Security
302 W. Washington Street, Room E-208
Indianapolis, IN 46204
Tel: (317) 650-7720
Email: DoBoyle@dhs.in.gov
Web: www.in.gov/dhs



From: Eric Kurtz <ekurtz@lakes.k12.in.us>
Sent: Wednesday, January 29, 2020 4:59 PM
To: Boyle, Douglas J (DHS) <DoBoyle@dhs.IN.gov>
Cc: Jim Hoefflicker <jhoefflicker@lakes.k12.in.us>; Adkinson, Stan <sadkinson@dhs.IN.gov>; Settle, Kristin <KSettle@dhs.IN.gov>
Subject: Administrative Review SC3973 & SC3965

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Good afternoon Mr. Boyle:

This will confirm it was and is the intent of the Lake Station Community Schools to

rescind and withdraw our request for a formal administrative review (by Mr. James Hoefflicker) as our code enforcement action items were taken into an “Informal Review” and compliance action on both Hamilton Elementary School SC3973 & Edison Junior Senior High School SC3965.

Thank you.

Regards,

Eric Kurtz, *Chief Financial Officer*

Lake Station Community Schools

2500 Pike Street • Lake Station, IN 46405-2258

Phone: [219-962-1159 x104](tel:219-962-1159)

Email: ekurtz@lakes.k12.in.us

Web: www.lakes.k12.in.us

From: [Boyle, Douglas J \(DHS\)](#)
To: jhoefflicker@lakes.k12.in.us
Subject: RE: Petition for Review
Date: Friday, January 3, 2020 1:44:00 PM
Attachments: [image001.png](#)

Dear Mr. Hoefflicker,

I am following up on my message below from **November 25, 2019**, which, to my knowledge, I have not received a response.

Please be advised that your petition, in its current form, will be placed on the Fire Prevention and Building Safety Commission's meeting agenda for its next meeting on **Tuesday, January 7, 2020**, for determination by the Commission on if your petition will be granted or denied, pursuant to the requirement of I.C. 4-21.5-3-7.

Sincerely,

Douglas J. Boyle | Director – Fire Prevention and Building Safety Commission
Indiana Department of Homeland Security
302 W. Washington Street, Room E-208
Indianapolis, IN 46204
Tel: (317) 650-7720
Email: DoBoyle@dhs.in.gov
Web: www.in.gov/dhs



From: Boyle, Douglas J (DHS)
Sent: Monday, November 25, 2019 11:13 AM
To: jhoefflicker@lakes.k12.in.us
Subject: FW: Petition for Review

Mr. Hoefflicker,

Your petition for administrative review, provided below, was forwarded to me as the Indiana Department of Homeland Security's representative for the Fire Prevention and Building Safety Commission (the Commission). If your petition fulfills all of the statutory provided under I.C. 4-21.5-3-7 (Indiana Administrative Orders and Procedures Act) and is subsequently granted, the Commission will serve as the ultimate authority in this review.

It appears that the Indiana Department of Homeland Security's order that is the basis for your petition was not provided with your online submission (Order Number 3973112019). Unfortunately,

I cannot process your petition without receiving a signed copy of the order that is in question. At your earliest convenience, please provide me a copy of your signed order, as well as any other documentation you wish to be considered in this review.

Sincerely,

Douglas J. Boyle | Director – Fire Prevention and Building Safety Commission

Indiana Department of Homeland Security

302 W. Washington Street, Room E-208

Indianapolis, IN 46204

Tel: (317) 650-7720

Email: DoBoyle@dhs.in.gov

Web: www.in.gov/dhs



From: DHS Legal Mailbox

Sent: Monday, November 25, 2019 8:46 AM

To: Boyle, Douglas J (DHS) <DoBoyle@dhs.IN.gov>

Subject: FW: Petition for Review

IDHS INFORMAL REVIEW

Indiana Department of Homeland Security

302 W. Washington Street, Rm. E208

Indianapolis, IN 46204

legal@dhs.in.gov

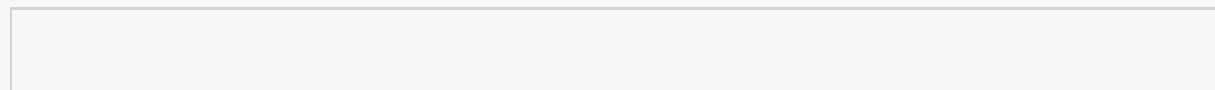
From: noreply@formstack.com [<mailto:noreply@formstack.com>]

Sent: Wednesday, November 20, 2019 2:04 PM

To: DHS Legal Mailbox <Legal@dhs.IN.gov>

Subject: Petition for Review

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Formstack Submission For: [petition for review](#)

Submitted at 11/20/19 2:03 PM

Individual Name: Jim Hoefflicker**Business Name: :** Lake Station Community Schools**Phone Number:** (219) 962-1159**Email Address:** jhoefflicker@lakes.k12.in.us**Mailing Address:** 2500 Pike Street
Lake Station, IN 46405**Are you represented by an attorney?:** No**Attorney Name:****Firm:****Phone Number:****Email Address:****Mailing Address:****Order Number:** 3973112019**Facility | Device | Boiler ID:** Alexander Hamilton
Elementary School**Date Order Received:** Nov 20, 2019**How did you receive the Order? :** Hand Delivery**Entity Issuing Order:** Indiana Department of
Homeland Security**Entity Name:****Upload Order:**

Was this order specifically directed to you?:	Yes
Explain:	Issued to school.
Have you been aggrieved or adversely affected by the order?:	Yes
Explain:	Improper interpretation, application and/or enforcement of code.
If the order was not specifically directed to you and you have not been aggrieved or adversely affected by the order, are you entitled to review under some other law? :	
What law?:	
I request review of the entire order described above:	Yes
If you are not requesting review of the entire order, what is the scope of your request?:	Improper interpretation, application and/or enforcement of code.
I request a stay of effectiveness:	Yes
What is the basis of your challenge? :	Improper interpretation, application and/or enforcement of code.
What is your desired outcome? :	Rescind civil penalty.
Additional information in support of my request:	
Additional Attachments:	
Additional Attachments:	
Additional Attachments:	

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