

May 20, 2024, 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. Ashleigh Foster v. Hamilton National Title, LLC
D/B/A Near North Title (EMra23100624)
Appeal Date: February 21, 2024
Oral Argument Case Cont'd. from April

Chair Slash

- ii. Vicky Newman v. Tenneco Automotive
Operating Company, Inc.
(EMha23070622)
Appeal Date: March 6, 2024
Oral Argument Case Cont'd from April

Chair Slash

- iii. Paula Lydia Castillo v. Indiana Department Of
Correction (EMno23100774)
Appeal Date: April 3, 2024

Vice-Chair Ramos

- iv. Constance Kalb v. AAM Professional Services, Vandalia By Del Web Homeowners' Association, Inc. & Associated Asset Management, LLC (HOha23110913)
Appeal Date: April 5, 2024

Commissioner Harrington

- v. Marckennedy Fils-Aime v. Covanta Energy, LLC d/b/a Covanta Indianapolis, Inc. (EMno23100789)
Appeal Date: April 8, 2024

Oral Argument

Commissioner Tolliver

- vi. Melvin Lipscomb v. Meijer (PAra23040381)
Appeal Date: September 29, 2023
Oral Argument Cont'd. from March

Commissioner Tolliver

b. Motions and Other Filings:

VI. New Business

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

- i. Douglas Vogel v. Pedcor Investments
2000 XLI LP (HOha23110912)
Appeal Date: April 15, 2024
Requesting Oral Argument
- ii. Marckennedy Fils-Aime v. Covanta Energy,
LLC, D/B/A Covanta Indianapolis, Inc.
(EMrt24020070)
Appeal Date: April 29, 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. Eric Harden v. John Johnson
(HOrt23090732)

Submitted to the Commission Apr. 3, 2024

On April 28, 2023, the Complainant, by private counsel, filed a complaint against Respondent and others in the United States District Court for the Northern District of Indiana, Case Number 1:23-CV-00179, based on the same issues before the ICRC in Complainant's August 2021 Complaint. Complainant, by ICRC Staff Attorney Fred Bremer, moved to dismiss the complaint filed in this matter, as Indiana Code Section 22-9-1-6(q) states that the minute a complaint becomes the subject of an action in federal court, all action shall immediately cease. The Administrative Law Judge grants the Complainant's Motion and DISMISSES the complaint with prejudice 910 IAC 1-3-6. **The objection period in this matter has closed.**

- ii. ICRC/Destany Smith v. Caiqing Mo and Mogen Property Management (HOra21030076)

Submitted to the Commission Apr. 4, 2024

The Administrative Law Judge in this matter has determined that the Complainant has sufficiently set out a prima facie case for a housing discrimination claim against the Respondent, resulting in a Default Judgment issued on March 5, 2024, which served as the basis for this Order. **The objection period in this matter has closed.**

- iii. ICRC/Janise Clark v. B&Z Rentals
(HOr21030082)

Submitted to the Commission Apr. 12, 2024

The Administrative Law Judge in this matter has determined that the Complainant has failed to meet their burden of proof, with a ruling in favor of the Respondent, resulting in the DISMISSAL, with prejudice, of the complaint of the Complainant and the ICRC Director's Charge. **The objection period in this matter has closed.**

- iv. Carl Garland v. Horizon Bank
(PAra19080473)

Submitted to the Commission Dec. 21, 2023

The Administrative Law Judge in this matter has determined that the Respondent is entitled to their Motion for Summary Judgment, that their designated evidence shows that the Complaint of the Complainant had no genuine issue of material fact and is DISMISSED, with the Respondent's Motion for Summary Judgment GRANTED. **The Complainant filed an Objection to this Order on January 5, 2024, stating that the ALJ had disregarded, as hearsay, evidence that that an individual had sworn to as factual in a signed affidavit, and so respectfully requested that the Order be rejected and remanded back to the ALJ. Respondent filed a Response In Opposition to Complainant's**

Objections on January 9, 2024. Oral Arguments to be heard today.

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. ICRC/De'Andre McDade and DeSean Bartlett v. Rafayru Investments, LLC & Prestige 1 (HOra22020034)
Submitted to the Commission Apr. 16, 2024
- ii. Gregory L. Wilson, Sr., in his official capacity as Executive Director of the Indiana Civil Rights Commission v. Sentinel Real Estate Corporation (HOra23060551)
Submitted to the Commission Apr. 8, 2024
- iii. ICRC/Teresa Sparrow v. Advantix Property Management (HOha23010064)
Submitted to the Commission May 6, 2024

- iv. ICRC/Amy Lou Peterson v. Crooked Creek Homeowners Association (HOha19040215)
Submitted to the Commission May 16, 2024

VII. Meeting Dates for 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

