



**INDIANA
CIVIL
RIGHTS
COMMISSION**

MITCHELL E. DANIELS, JR. GOVERNOR



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PUBLIC MEETING OF AUGUST 22, 2008

PROCEEDINGS

before the INDIANA CIVIL RIGHTS COMMISSION,
Alpha Blackburn, Chairperson, taken before me, Donna
T. Thor, a Notary Public in and for the State of
Indiana, County of Madison, at the Indiana
Government Center South, Conference Center Room A,
402 West Washington Street, Indianapolis, Indiana,
on Friday, August 22, 2008, at 1:20 p.m.

WM. F. DANIELS d/b/a
ACCURATE REPORTING OF INDIANA
12922 BRIGHTON AVENUE
CARMEL, IN 46032
(317) 848-0088

"Morality cannot be legislated, but behavior can be regulated." - Dr. Martin Luther King, Jr

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BEFORE THE STATE OF INDIANA
CIVIL RIGHTS COMMISSION

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1 1:20 p.m.
2 August 22, 2008

3 COMMISSIONER BLACKBURN: Good afternoon.
4 The Indiana Civil Rights Commission is now in
5 public meeting. Are there any agenda
6 requests?

7 (No response.)

8 COMMISSIONER BLACKBURN: In that we have a
9 quorum, we'll proceed with the business. And
10 first I'd like an approval of the minutes.

11 We don't have any?

12 MS. SHARP: No, no minutes.

13 COMMISSIONER BLACKBURN: None to approve.
14 Then we'll move directly to the financial
15 report. Ms. Essex.

16 MS. ESSEX: You should have received the
17 finance report in your packets. Since we're
18 virtually at the very beginning of our fiscal
19 year, things are moving swimmingly. We have
20 plenty of funds. That's really all I have.
21 We're on track. I've been trying to keep
22 track of our monthly expenses, and so far
23 we're right on track, and we plan to keep it
24 that way.

25 COMMISSIONER BLACKBURN: Okay. Next on

1 COMMISSIONER RAMOS: Aye.

2 COMMISSIONER BLACKBURN: Aye.

3 Anyone opposed?

4 (None opposed.)

5 COMMISSIONER BLACKBURN: Thank you. I
6 certainly didn't mean to skip all the way down
7 to the end of the agenda. But is there any
8 old business?

9 (No response.)

10 COMMISSIONER BLACKBURN: Is there any new
11 business?

12 (No response.)

13 COMMISSIONER BLACKBURN: Any other
14 business for this forum?

15 (No response.)

16 COMMISSIONER BLACKBURN: Then we will go
17 to the findings of fact. And I have read the
18 first one. May I have a motion to accept
19 that?

20 COMMISSIONER CARTER: So moved.

21 COMMISSIONER RAMOS: Second.

22 COMMISSIONER BLACKBURN: All in favor?

23 COMMISSIONER CARTER: Aye.

24 COMMISSIONER BAYNARD: Aye.

25 COMMISSIONER RAMOS: Aye.

1 COMMISSIONER BLACKBURN: And all in favor?

2 COMMISSIONER CARTER: Aye.

3 COMMISSIONER BAYNARD: Aye.

4 COMMISSIONER RAMOS: Aye.

5 COMMISSIONER BLACKBURN: Aye.

6 Anyone opposed?

7 (None opposed.)

8 COMMISSIONER BLACKBURN: Thank you. We
9 move to the Report of Commissioners on the
10 complaint appeals. I need to ask that we have
11 a continuance on the case of Kunze versus
12 Evansville Housing Authority/Buckner Tower,
13 and ask if Commissioner Baynard has a
14 recommendation in the case of Baymon versus
15 Gary Community School Corp.

16 COMMISSIONER BAYNARD: Yes, Madam Chair.
17 In the case of Baymon versus Gary Community
18 School Corporation, I recommend that we
19 sustain the Acting Deputy Director that there
20 was no probable cause.

21 COMMISSIONER BLACKBURN: May I have a
22 motion to accept that recommendation?

23 COMMISSIONER CARTER: ~~So~~ moved.

24 COMMISSIONER RAMOS: Second.

25 COMMISSIONER BLACKBURN: All in favor?

1 COMMISSIONER CARTER: Yes.

2 COMMISSIONER BLACKBURN: Okay. And
3 Commissioner Baynard, if you would do Cotton
4 versus MEDTEC.

5 COMMISSIONER BAYNARD: Yes.

6 COMMISSIONER BLACKBURN: And Carter, do
7 you mind if I have your work split up here,
8 and if you would --

9 COMMISSIONER RAMOS: Sure.

10 COMMISSIONER BLACKBURN: -- the case of
11 Wilcken v., I guess that's versus, E. Harper &
12 Son Funeral Home.

13 COMMISSIONER RAMOS: Sure.

14 COMMISSIONER BLACKBURN: All right. Now
15 to an administrative update, the Director's
16 Report.

17 MR. KIRKLAND: So far as the
18 administrative update, there's nothing. The
19 office is moving real good, and it kind of
20 rolls directly into my Director's Report.
21 Last month I guess at the same time you guys
22 had a meeting, I was in D.C. for the National
23 Fair Training Housing Leadership Academy. I
24 was asked and I guess invited by Ms. Deborah
25 Bush along with some of the HUD officials

1 activities. The feds are involved. So one of
2 the things is that we've got to find protocol
3 here, definitely want to make sure that
4 people, individuals know that they have
5 options here as well to come to Civil Rights.
6 So right now we're letting them do what they
7 need to do and kind of trying to be proactive
8 a little bit on getting where they should
9 where they know what their options are. So
10 that's it.

11 COMMISSIONER RAMOS: A question for you.

12 MR. KIRKLAND: Sure.

13 COMMISSIONER RAMOS: On the Fairmount
14 effort was put on the educational side of
15 things, is there any news on that?

16 MR. KIRKLAND: Hopefully at the next
17 meeting, I hope we have position papers here
18 so that we can review and look at it. One of
19 the things is that there was -- And as I'm
20 reviewing, because I'm still kind of playing
21 catch-up with this, in reviewing that, there
22 was one objective, and then from that two or
23 three things split, you know, came off of
24 that. So I want to be able to bring what
25 their recommendation was, and the ones that I

1 will be a downtown fair, which is a great
2 event to participate in.

3 MS. ESSEX: And we do have a booth at that
4 event.

5 MR. KIRKLAND: Yes, right.

6 COMMISSIONER RAMOS: Good. I was going to
7 ask the question, but I forgot to, but I was
8 going to.

9 COMMISSIONER BLACKBURN: The Market Ball I
10 think is going to be really buzzing in
11 downtown.

12 COMMISSIONER RAMOS: Well, that's great to
13 know that. So should we look to you for
14 tickets to that?

15 COMMISSIONER BLACKBURN: Sure.

16 Any other announcements?

17 (No response.)

18 COMMISSIONER BLACKBURN: Okay. Hearing
19 none, this meeting is adjourned.

20 - - -

21 (Whereupon the proceedings of August 22,
22 2008, were concluded at 1:31 p.m.)

23 -----

24 (The following discussion began off the
25 record and was picked up in the middle of the

1 Dismissal. This is the end of this.

2 MS. RAY: That's what I wanted to know.

3 COMMISSIONER BLACKBURN: Yeah.

4 MS. RAY: Right. But under that code, can
5 it still be opened for a year?

6 COMMISSIONER BLACKBURN: No, no. This is
7 final from this Commission.

8 MS. RAY: Okay.

9 COMMISSIONER BLACKBURN: If we upheld a no
10 Probable cause finding and the Commission has
11 considered it, that's the end of it.

12 MS. RAY: Okay.

13 COMMISSIONER BLACKBURN: I regret to have
14 to tell you that, but that is the case.

15 MS. RAY: Yeah, okay. I just wanted to do
16 everything that I could do.

17 COMMISSIONER BLACKBURN: Right. Well, I
18 appreciate your diligence, but no, the case
19 has been dismissed.

20 MS. RAY: All right. No problem.

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ADJOURNMENT:

There being no further business to come before the Commission, the meeting was adjourned.

Tony A. Kirkland
Director
December 12, 2008



Alpha Blackburn
Chair
December 12, 2008

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