

BEFORE AN ADMINISTRATIVE LAW JUDGE  
INDIANA PUBLIC RETIREMENT SYSTEM

IN THE MATTER OF                    )  
KENNETH B. DANIELS,                )  
  )  
Petitioner.                            )

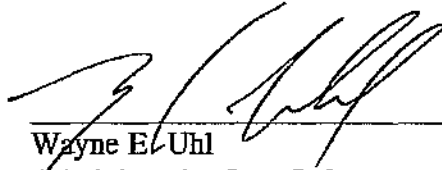
1977 POLICE OFFICERS' AND  
FIREFIGHTERS' PENSION AND  
DISABILITY FUND

ORDER OF DISMISSAL

Petitioner Kenneth B. Daniels did not appear for the hearing on February 23, 2012, and did not file witness and exhibit lists as required by the prehearing order. A Notice of Proposed Dismissal pursuant to IC 4-21.5-3-24 was served on February 23, 2012. No written motion having been made, it is therefore **ORDERED** that the appeal in this case be **DISMISSED**.

**ORDERED** on this the 9<sup>th</sup> day of March, 2012.

RECEIVED  
MAR 12 2012  
INDIANA PUBLIC  
RETIREMENT SYSTEM

  
\_\_\_\_\_  
Wayne E. Uhl  
Administrative Law Judge  
3077 East 98th Street, Suite 240  
Indianapolis, Indiana 46280

## STATEMENT OF AVAILABLE PROCEDURES FOR REVIEW

The undersigned administrative law judge is not the ultimate authority, but was designated by the INPRS Board to hear this matter pursuant to I.C. § 4-21.5-3-9(a). Under I.C. § 4-21.5-3-27(a), this order becomes a final order when affirmed under I.C. § 4-21.5-3-29, which provides, in pertinent part:

(b) After an administrative law judge issues an order under section 27 of this chapter, the ultimate authority or its designee shall issue a final order:

- (1) affirming;
- (2) modifying; or
- (3) dissolving;

the administrative law judge's order. The ultimate authority or its designee may remand the matter, with or without instructions, to an administrative law judge for further proceedings.

(c) In the absence of an objection or notice under subsection (d) or (e), the ultimate authority or its designee shall affirm the order.

(d) To preserve an objection to an order of an administrative law judge for judicial review, a party must not be in default under this chapter and must object to the order in a writing that:

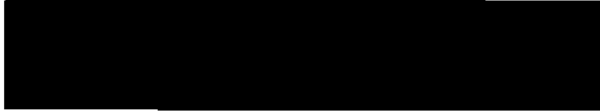
- (1) identifies the basis of the objection with reasonable particularity; and
- (2) is filed with the ultimate authority responsible for reviewing the order within fifteen (15) days (or any longer period set by statute) after the order is served on the petitioner.

(e) Without an objection under subsection (d), the ultimate authority or its designee may serve written notice of its intent to review any issue related to the order. The notice shall be served on all parties and all other persons described by section 5(d) of this chapter. The notice must identify the issues that the ultimate authority or its designee intends to review.

**CERTIFICATE OF SERVICE**

I hereby certify that I served a copy of this document on the following persons, by U.S. Postal Service first-class mail, **certified mail, return receipt requested**, postage prepaid, on March 9, 2012:

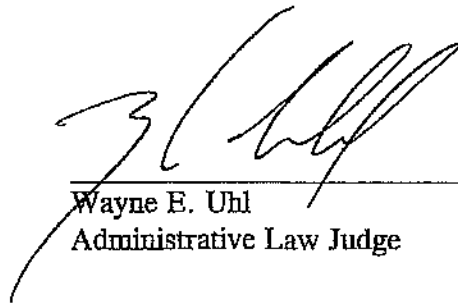
Kenneth B. Daniels



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Wayne E. Uhl  
Administrative Law Judge