


A series of black silhouettes of people in various stages of walking up a green, curved hill. From left to right, there is a person sitting on the ground, a person walking, a person walking faster, a person walking with a backpack, and a person in a graduation cap and gown.

**Indiana
Department of Education**

Glenda Ritz, Superintendent of Public Instruction

MEMORANDUM

TO: Indiana State Board of Education

FROM: Dana L. Long, Legal Counsel 

RE: School City of Mishawaka v. School City of East Chicago
Transfer Tuition Pursuant to I.C. 20-26-11-15; IC 20-26-11-8
Hearing No. 1302003

DATE: July 16, 2013

Petitioner billed Respondent for transfer tuition for providing education for students having legal settlement within Respondent's school corporation. The parties reached agreement in the matter and Petitioner requested the matter be dismissed. The hearing examiner entered an order of dismissal on July 16, 2013.

BEFORE THE INDIANA STATE BOARD OF EDUCATION

School City of Mishawaka,)
Petitioner,)
)
v.)
)
School City of East Chicago,)
Respondent.)

Cause No.: 1304003

Determination
of Transfer Tuition
Pursuant to I.C. 20-26-11-15; 20-26-11-8


RECOMMENDED ORDER OF DISMISSAL

Comes now Petitioner, by counsel, and advises the hearing examiner that the parties have settled this matter and that this matter should be dismissed, in the words and figures as follow, to wit:

(H.I.)

And the hearing examiner, being duly advised, now orders that this matter be dismissed.

Dated: July 16, 2013


Dana L. Long, Hearing Examiner for the
State Board of Education

Copies to (via facsimile and US mail):

Richard J. Lesniak, Esq.
Lesniak Law Offices
40 E. Joliet St.
Schererville, IN 46375

Philip A. Garrett, Esq.
420 Lincolnway West
P.O. Box 1210
Mishawaka, IN 46546-1210

File
Attachment: Letter requesting dismissal

THORNE • GRODNIK

LLP

ATTORNEYS AT LAW

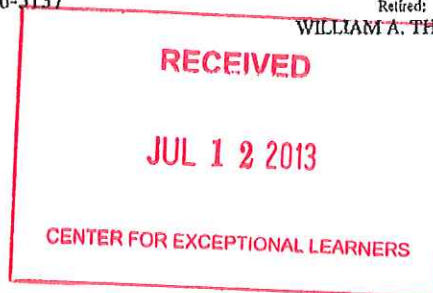
J. RICHARD RANSEL
GLENN L. DUNCAN
JAMES R. BYRON
MICHAEL A. TRIPPEL
JAMIE C. WOODS
PHILLIP A. GARRETT
LISA GILKEY SCHOETZOW
DANIEL G. HERBSTER

420 Lincolnway West
P.O. Box 1210
MISHAWAKA, INDIANA 46546-1210
(574) 256-5660 Ext. 229 / FAX (574) 256-5137
E-Mail: pgarrett@tglaw.us

OF COUNSEL:
CHARLES H. GRODNIK
JOSEPH C. ZAKAS

Retired:
WILLIAM A. THORNE

July 12, 2013



Via E-Mail

Ms. Dana Long
INDIANA STATE BOARD OF EDUCATION
South Tower, Suite 600
115 W. Washington Street
Indianapolis, IN 46204

*Re: School City of Mishawaka v. School City of East Chicago
Cause No. 1304003*

Dear Ms. Long:

Please be advised that School City of Mishawaka has received payment from School City of East Chicago pursuant to the terms of the parties' agreement with respect to the transfer tuition due and owing by School City of East Chicago to School City of Mishawaka. As a result, School City of Mishawaka requests that this matter be dismissed. Please contact me if you have any questions or concerns.

Sincerely,


Phillip A. Garrett

PAG:rck

cc: Richard J. Lesniak, Esq., Counsel for School City of East Chicago