



State of Wisconsin

DEPARTMENT OF PUBLIC INSTRUCTION

Barbara Thompson, Ph.D.
State SuperintendentDwight M. Stevens, Ph.D.
Deputy State Superintendent

THE STATE OF WISCONSIN

BEFORE

THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of An Appeal Filed With the
State Superintendent of Public Instruction
By Mr. [REDACTED], Appealing From the
Expulsion of [REDACTED] From Beloit
High School After a Hearing Held November 15,
1974.

DECISION
AND
ORDER

A hearing having been held in the above entitled matter at the direction of the State Superintendent of Public Instruction on an appeal by Mr. [REDACTED], with Leonard W. Pennington, Consultant for School Psychological Services, Department of Public Instruction, presiding at 1:30 p.m., on the 15th day of January, 1975, at the Rock County Courthouse, Beloit, Wisconsin, the appearances being as follows: Mr. [REDACTED] appeared by his attorney, Mr. Glenn Davidson, Attorney at Law, Beloit, Wisconsin; the respondent Beloit School Board appeared by Mr. George K. Blakely, its attorney, with Dr. Eugene Tornow, Superintendent, Beloit School District, appearing for the purpose of giving a stipulated statement; Max C. Ashwill, Legal Counsel for the Department of Public Instruction, appearing as advisor to said presiding officer, and proceedings were had as appears by the taped transcript thereof and the exhibits on file as part of the official record of said matter. The State Superintendent, after consideration of all the testimony and the entire record and being fully advised in the premises makes and files the following findings and order.

Findings

That on October 11, 1974, ██████████, hereinafter called ██████████, was suspended from Beloit High School for having participated in an altercation during which he repeatedly struck a student and while the Beloit principal was trying to separate said students, ██████████ struck the principal.

On September 6, 1974, ██████████ shoved Mr. Siehr, an art teacher at the Beloit High School which he attended, and he told this teacher to "just sit and keep quiet" and that upon being asked by the principal to leave the room he refused to follow such instructions.

That the failure of ██████████ to comply with the teacher's request and his instruction to the teacher to "just sit and keep quiet" could be considered as refusal to obey reasonable rules of student behavior which could affect the interest of other students.

That although ██████████ was charged with participating in an altercation or fight near the high school principal's office on September 24, 1974, there was no proof offered in support of such charge.

That the acts of ██████████ in participating in incidents which occurred on October 11, 1974, wherein he repeatedly struck student ██████████ and also struck Mr. Henning, who had tried to separate the altercation, taken together with the incidents of September 6, 1974, could be considered repeated refusal or neglect to follow reasonable rules of student behavior for which the board might well determine that the interest of the school demanded the misbehaving student's expulsion for the remainder of the 1974-75 school year.

That it appears that ██████████ is presently enrolled in the Beloit Vocational School and has been attending that school since the latter part of 1974, and is earning credits that can be used towards high school graduation.

IT IS HEREBY AND HEREWITH ORDERED That the expulsion of [REDACTED]
from Beloit High School be affirmed and that it be terminated at the end of the
present semester of the 1974-75 school year.

Dated this 19th day of February, 1975.

Signed:

Barbara Thompson
BARBARA THOMPSON
State Superintendent
State of Wisconsin