



State of Wisconsin

DEPARTMENT OF PUBLIC INSTRUCTION

Barbara Thompson, Ph.D.
State Superintendent

Dwight M. Stevens, Ph.D.
Deputy State Superintendent

THE STATE OF WISCONSIN

BEFORE

THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of the Appeal Filed With the
State Superintendent of Public Instruction
Appealing From the Expulsion of Daniel
F [REDACTED], From Greenfield High School,
Greenfield, Wisconsin.

ORDER

The facts related to the above entitled appeal were determined by the State Superintendent of Public Instruction at a hearing held at the State Superintendent's direction by Roger Sunby, Consultant, Department of Public Instruction, and Max C. Ashwill, Legal Counsel, Department of Public Instruction, commencing at approximately 7:30 p.m., on April 24, 1975, at the Greenfield Middle School, Greenfield, Wisconsin. Daniel F [REDACTED], and Daniel F [REDACTED], appeared in person and Attorney Stephen Hayes appeared for the Greenfield School Board, hereinafter known as the Board, and a quorum of the Board was present in person.

The following appears from the information submitted at said hearing held on April 24, 1975:

That after a hearing held on March 10, 1975, the Board voted to expell Daniel F [REDACTED], hereinafter known as Daniel, from Greenfield High School for the duration of the 1974-75 school year.

That the incidents for which the Board considered Daniel F. [REDACTED]'s expulsion were [absenteeism, insubordination to teachers and sale of drugs to Greenfield High School students on the school premises.]

That Daniel admitted some 30 unexcused class absences with approximately half of these absences due to his suspension because of his involvement in a student sit-in.

That in October or November of 1974, Daniel, when ordered to return to his class by guidance counselor Dale Hamann, refused to follow the teacher's orders and insisted that he would go with the student to whom Hamann was talking about a disciplinary matter with, to serve as that student's advocate.

That on February 14, 1975, Daniel demonstrated in a student sit-in and refused to follow instructions to return to class.

That although Daniel was charged with insubordination in English class to Ms. Theisen and in earth science class to Mr. Utrie and there was testimony that he was less than welcome in those classes, there were no specific incidents of insubordination alleged or testified to.

That on February 28, 1975, at approximately 8:53 a.m., Daniel offered to sell and did sell to a student in the Greenfield Public Schools, five tablets for \$1.00 which he said were white cross speed. Daniel also admitted selling five white cross speed tablets to another student in the Greenfield Public Schools shortly thereafter on the same date.

It is concluded that Daniel's repeated acts of selling what he purported to be speed could be considered as having endangered the health and safety of the students in the Greenfield Public Schools.

It is further concluded that the Board could consider the acts of insubordination on February 14, 1975, and the other alleged insubordination occurring in October or November of 1974, as repeated violations of school rules for which the Board could determine the interest of the school required Daniel's expulsion.


That although the expulsion of Daniel is hereby affirmed, it is recognized that enabling him to complete his high school education is a continuing responsibility of the State of Wisconsin and of the Greenfield School District.

It is recommended that some appropriate means of providing Daniel an opportunity to complete his education, such as providing a tutor for a few hours a week for home study and permission to take examinations, be provided by the Board. X

IT IS HEREBY AND HERewith ORDERED That the expulsion of Daniel F [REDACTED], from the Greenfield Public Schools be affirmed and that he is to be reinstated as a full student in the Greenfield School District in the beginning of the 1975-76 school year.

It is further recommended that the Board provide means for Daniel to prepare for and take his final examinations as provided above.

Dated this 2nd day of May, 1975.


BARBARA THOMPSON
State Superintendent