

THE STATE OF WISCONSIN

BEFORE

THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

<p>In the Matter of the Expulsion of JUSTIN L [REDACTED] by the Wisconsin Dells School District Board of Education</p>	<p>DECISION AND ORDER 95/96-EX-29</p>
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NATURE OF THE APPEAL

This is an appeal to the State Superintendent of Public Instruction pursuant to sec. 120.13(1)(c), Wis. Stats., from the March 7, 1996 order of the Wisconsin Dells School District Board of Education to expel Justin L [REDACTED], a ninth grade pupil, through March 11, 1996. This appeal, dated March 19, 1996 was filed by Justin's mother and was received by the Department of Public Instruction on March 26, 1996.

On May 3, 1996 the Department received a letter from counsel for Justin that parties have come to an agreement concerning the matters currently on appeal. This letter further indicated Justin and his parents withdraw their request for a review of the school district's expulsion order.

Therefore I make the following findings and conclusions:

FINDINGS OF FACT

1. The Department received the above referenced appeal letter on March 26, 1996.

2. On March 27, 1996 the Department sent a letter acknowledging receipt of the appeal to the parents and District Administrator Patrick Kennedy.
3. By letter dated May 2, 1996, counsel for the pupil and parent advised the Department they wished to withdraw the appeal.

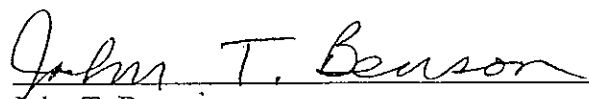
CONCLUSIONS OF LAW

1. Pursuant to sec. 120.13(1)(c), Wis. Stats., the Department has jurisdiction of this appeal.
2. The pupil's withdrawal of the notice of appeal renders this expulsion appeal moot.

ORDER

IT IS THEREFORE ORDERED that the above-entitled expulsion appeal of Justin L [REDACTED] is dismissed.

Dated this 23rd day of May, 1996.



John T. Benson
State Superintendent of Public Instruction