

THE STATE OF WISCONSIN

BEFORE

THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of the Expulsion of

CHRIS S. [REDACTED]

by the Richland School District
Board of Education

DECISION AND ORDER
97/98-EX-05

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 November 20, 1997 order of the Richland School District Board of Education to expel the above named pupil from the Richland School District for the remainder of the 1997-98 school year. This appeal was filed by the pupil's parents and was received by the Department of Public Instruction on December 15, 1997.

On January 21, 1998, the Department of Public Instruction received written notification that the pupil's parents, on behalf of the pupil, wished to withdraw his request for an appeal.

Findings of Fact

1. The Department received the above referenced appeal letter from Mr. and Mrs. S. [REDACTED] on December 15, 1997.
2. In December 1997 the Department sent a letter acknowledging receipt of the appeal to Mr. and Mrs. S. [REDACTED] and District Administrator Edwin Meyer.

3. By letter dated January 9, 1998, Mr. and Mrs. S [REDACTED], on behalf of the pupil, advised the Department that a Multi-disciplinary Team meeting had determined that Chris was a child with a handicapping condition. The committee then determined that the acts resulting in Chris's suspension were a manifestation of that handicapping condition. The S [REDACTED] then indicated that the expulsion was overturned. Therefore, the pupil's appeal was withdrawn.

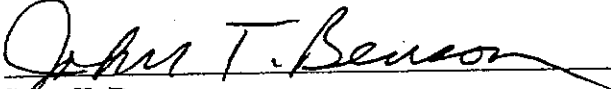
Conclusions of Law

1. Pursuant to sec. 120.13(1)(c), Wis. Stats., this Department has jurisdiction of this appeal.
2. The expulsion appeal is withdrawn by Mary and Norm S [REDACTED], parents of Chris S [REDACTED].

Order

IT IS THEREFORE ORDERED that the above entitled expulsion appeal of Chris S [REDACTED] is dismissed.

Dated this 26th day of January, 1998.


John T. Benson
State Superintendent of Public Instruction