

THE STATE OF WISCONSIN

BEFORE

THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of the Expulsion of
Travis O [REDACTED]
by the Lake Geneva-Genoa City Union School
District Board of Education.

DECISION AND ORDER
97/98-EX-31

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 July 6, 1998, order of the Lake Geneva-Genoa City Union School District Board of Education to permanently expel the above named pupil from the Lake Geneva-Genoa City Union School District with the exception of requirements specified in his IEP. This appeal was filed by the pupil's attorney and was received by the Department of Public Instruction on August 7, 1998.

FINDINGS OF FACT

On August 7, 1998, the Department of Public Instruction sent a letter to the pupil's parents and the District Administrator of Lake Geneva-Genoa City Union School District advising them of the appeal and procedures to be followed. By letter dated August 19, 1998, Attorney Nancy Pirkey, representing the Lake Geneva-Genoa City Union School District Board of Education, informed the department that the school board had reconsidered its decision expelling Travis. At a board meeting on August 10, 1998, the Lake Geneva-Genoa City Union School

Board voted to rescind the expulsion order, expunge the pupil's records and refer the matter to the IEP Team for further review.

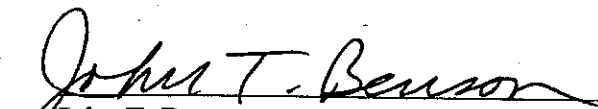
CONCLUSIONS OF LAW

Based upon my review of the record in this case and the findings set out above, I conclude because the expulsion has been rescinded, the appeal is moot. Therefore, this appeal is dismissed.

ORDER

IT IS THEREFORE ORDERED that the appeal of Travis O [REDACTED]'s expulsion be dismissed.

Dated this 21st day of August, 1998.


John T. Benson
State Superintendent of Public Instruction