

DATE: October 21, 2010

TO: Ricki and Teesha Peters, Appellant
 Steve Weidner, Counsel for Appellee
 Sharon Miller, Board Secretary

FROM: Carol Greta, Administrative Law Judge

RE: Proposed Decision In re Waterloo Community School District
 504.2 Mandatory Standardized Dress Code

Please find enclosed a copy of the administrative law judge's proposed decision in the above-entitled matter. The proposed decision will be reviewed by the State Board of Education at its meeting on November 17, 2010, unless a party files an appeal pursuant to rule 281—IAC 6.17(4)-(6), copied below.

The State Board will affirm, modify, or vacate the proposed decision.

An aggrieved party may file a petition for judicial review in the appropriate district court within thirty days of the date of the decision becoming a final decision. A party that does not file for appeal per 6.17 is not precluded from filing a petition for judicial review.

From 281—IAC chapter 6:

6.17(4) Any adversely affected party may appeal a proposed decision to the state board within 20 days after issuance of the proposed decision.

6.17(5) An appeal of a proposed decision is initiated by filing a timely notice of appeal with the office of the director. The notice of appeal must be signed by the appealing party or a representative of that party and contain a certificate of service. The notice shall specify:

- a. The names and addresses of the parties initiating the appeal;
- b. The proposed decision to be appealed;
- c. The specific findings or conclusions to which exception is taken and any other exceptions to the decision;
- d. The relief sought; and
- e. The grounds for relief.

6.17(6) Appeal procedures.

a. Unless otherwise ordered, within 15 days of a party's filing of the notice of appeal, each appealing party may file exceptions and briefs. Within 10 days after the filing of exceptions and briefs by the appealing party, any party may file a responsive brief;

b. Briefs shall cite any applicable legal authority and specify relevant portions of the record in the proceeding below;

c. Briefs shall be limited to a maximum length of 25 pages; and

d. An opportunity for oral arguments may be given with the consent of the board. Written requests to present oral arguments shall be filed with the briefs.