COPY

BEFORE THE NEBRASKA DEPARTMENT OF EDUCATION

	)	Case No. 10-05 SE
Petitioner,	)	
vs.	)	**ORDER OF DISMISSAL WITHOUT PREJUDICE**
LANCASTER COUNTY PUBLIC SCHOOL DISTRICT NO. 0001 A/K/A LINCOLN PUBLIC SCHOOLS,	)	
Respondent.	)	

NOW ON this 22 day of August, 2011, this matter comes before the Hearing Officer upon the Joint Stipulation and Motion for Dismissal Without Prejudice filed by the above captioned Parties.

The Hearing Officer, being duly advised in the premises hereby finds that based upon the agreement of the Parties as set forth in the Joint Stipulation and Motion for Dismissal Without Prejudice, the Petition filed herein should be, and is hereby dismissed without prejudice, each Party to pay its own attorney's fees and costs.

IT IS SO ORDERED.

Richard A. Birch, Hearing Officer

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing was served upon the Mr. Rocky C. Weber, Attorney for Petitioner, 134 S. 13th Street, Suite 400 Lincoln, NE 68508; Mr. Gregory H. Perry, Attorney for Respondent, 233 South 13th Street, Suite 1400, Lincoln, NE 68508; and upon the Nebraska Department of Education, Attn: Margaret E. Worth, Special Education Branch, P.O. Box 94987, Lincoln, NE 68509, by placing in the U.S. First Class Certified Mail, return receipt requested, postage prepaid, on August 22, 2011.

Richard A. Birch