

BEFORE THE STATE BOARD OF EDUCATION
STATE OF NEBRASKA

CARA PIGNOTTI

Petitioner,

vs.

ELKHORN PUBLIC SCHOOLS

Bary Habrock, Superintendent

20650 Glenn Street

Elkhorn, NE 68022

Respondent.

CASE NO. 22-06

FINAL ORDER

This matter was filed by the Petitioner in accordance with Title 92, Chapter 61 of the Nebraska Administrative Code, pursuant to Neb. Rev. Stat. §79-239. On April 25, 2022, the Petitioner sent an email to the Nebraska Department of Education's assistant, Brenda Wid, requesting to withdraw their appeal. On April 26, 2022, the counsel for the Respondent indicated Respondent did not object to the Petitioner's request to withdraw their appeal. The Hearing Officer has recommended withdrawal of the appeal and dismissal of this case.

WHEREFORE, the Nebraska State Board of Education finds and orders that the Petitioner's Petition should be and hereby is dismissed.

DATED this 31st day of May, 2022.

NEBRASKA STATE BOARD OF
EDUCATION



By: _____

Patsy Koch Johns, President
Nebraska State Board of Education

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above Order was mailed by regular United States mail to all affected parties on this 15th day of June, 2022, at the following addresses:

Cara Pignotti

Justin Knight
233 South 13th Street, Ste 1400
Lincoln, NE 68508

Juan Román, General Counsel
Nebraska Department of Education
500 South 84th Street – 2nd floor
P O BOX 94987
Lincoln, NE 68509-4987
Juan.roman@nebraska.gov

A handwritten signature in cursive script that reads "Brenda L. Wid". The signature is written in black ink and is positioned on the right side of the page, below the recipient addresses.

BEFORE THE STATE BOARD OF EDUCATION
STATE OF NEBRASKA

CARA PIGNOTTI

CASE NO. 22-06

Petitioner,

vs.

HEARING OFFICER'S
RECOMMENDATION FOR
ORDER OF DISMISSAL

ELKHORN PUBLIC SCHOOLS

Bary Habrock, Superintendent

20650 Glenn Street

Elkhorn, NE 68022

Respondent.

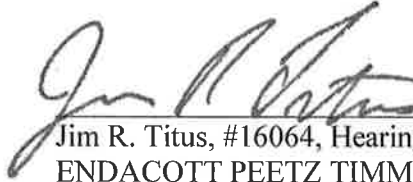
Petitioner filed this appeal pursuant to Neb. Rev. Stat. § 79-239 and Title 92 NAC 61, requesting the State Board of Education reverse respondent's decision disapproving petitioner's application to enroll her son in the Elkhorn Public School system for the 2022 - 2023 school year.

On April 12, 2022, I was appointed hearing officer in this case. On April 22, 2022, I held a telephonic prehearing planning conference with the parties and/or their representatives. On that same date, I issued a progression order and notice of hearing which included all prehearing and hearing dates and deadlines. On April 25, 2022, the Nebraska Department of Education's assistant, Brenda Wid, received an email from petitioner requesting to withdraw petitioner's appeal. On April 26, 2022, counsel for respondent indicated respondent did not object to petitioner's request to withdraw her appeal.

Title 92 NAC 61 §§ 006.04 and 006.05 allow amendments to pleadings with the hearing officer's consent and for informal disposition. I hereby consent to petitioner's written request to withdraw her appeal.

Have considered petitioner's written request to withdraw her appeal, I hereby recommend the State Board of Education accept petitioner's request and dismiss this appeal.

DATED: May 2, 2022.



Jim R. Titus, #16064, Hearing Officer
ENDACOTT PEETZ TIMMER &
KOERWITZ, PC LLO
5825 South 14th Street, Ste. 200
Lincoln, NE 68512
(402) 434-5203 - phone
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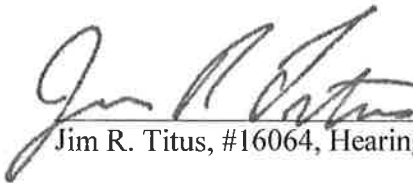
CERTIFICATE OF SERVICE

I certify that on May 2, 2022, I served a true and correct copy of the foregoing document by email on the following parties:

Cara Pignotti

Justin Knight
233 South 13th Street, Suite 1400
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brenda.wid@nebraska.gov



Jim R. Titus, #16064, Hearing Officer