

Department Of Education
Before The Tennessee Department of Education
Petition For Declaratory Order
Notice Of Hearing
And
Notice To Potentially Interested Persons

W.K. and J.W. minors, have filed a Petition for a Declaratory Order pursuant to Tenn. Code Ann. § 4-5-224 and the Uniform Rules for Hearing Contested Cases Before State Administrative Agencies, Tenn. Comp. R. & Regs. 1360-4-1-.07.

1. Petitioner's Names: J.K. and J.W., minors, by their surrogate parent.

 Docket Number: 07.03-98294J

2. Petitioner's Attorney: Lenny L. Croce

 Address: P.O. Box 5209
 Oak Ridge, Tennessee 37831

 Telephone Number: (865) 483-8454

3. Organization, if any, that the Petitioner represents:
 None.

4. Provide a statement of the facts that led to the filing of this petition.
 The facts that led to the filing of this petition are confidential pursuant to Tenn. Code Ann. 10-7-504(a)(4)(A) and 20 U.S.C. 1232g.

5. Provide a summary of the relief the Petitioner is requesting, including the specific nature of the requested order and the conclusions the Petitioner would like the agency to reach at the conclusion of the declaratory process.
 Establish the public agency responsible for special education services to W.K. and J.W. until they attain the age of majority, respectively.

6. Citation to the statute, rule or order which is the subject of the petition.
 Tenn. Comp. R. & Regs. 0520-1-9
 Tenn. Code Ann. 49-10-101, et seq.
 34 C.F.R. Part 300
 20 U.S.C. 1400, et seq.

7. State how the statute, rule and/or order cited above specifically and directly produce an effect or result upon the Petitioner:
 The cited statutes and rules direct the provision of special education services to children with disabilities in the states public schools.

A hearing has not been scheduled. The provisions of Tenn. Code Ann. 4-5-223(c) are tolled pending further orders from the administrative law judge.

If you have questions, you may contact the Petitioner's attorney, Lenny L. Croce, at the address and phone number listed at the beginning of this notice.

The Notice of Hearing of Petition for Declaratory Order set out herein was properly filed in the office of the Secretary of State, Publications Division, on this the 20th day of March, 2008.

Submitted for publication by:

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Filed in the Department of State on March 24, 2008.