

**EXECUTIVE SUMMARY**

**Title:** Final Decision in Contested Cases:  
Stephen Gibson vs. SBE; Nancy Ashburn vs. DPI and Len S. Smith vs. DPI

**Type of Executive Summary:**

- Action
- Action on First Reading
- Discussion
- Information

**Policy Implications:**

- Constitution \_\_\_\_\_
- General Statute #150B-36
- SBE Policy # \_\_\_\_\_
- SBE Policy Amendment
- SBE Policy (New)
- APA # \_\_\_\_\_
- APA Amendment
- APA (New)
- Other

**Presenter(s):** Ms. Katie Cornetto, Staff Attorney

**Description:**

Stephen Gibson filed a petition for a contested case to challenge the State Board’s denial of Petitioner’s request to for non-teaching work experience credit. The Administrative Law Judge upheld the agency’s action.

Nancy Ashburn filed a petition for a contested case to challenge the State Board’s denial of Petitioner’s request to waive her repayment obligation for failing to complete the NBPTS certification process. The Administrative Law Judge upheld the agency’s action.

Len Stevenson Smith filed a petition for a contested case to challenge DPI’s denial of a teaching license. The Administrative Law Judge upheld the agency’s action.

**Resources:**

NA

**Input Process:**

The administrative hearing process allows both parties to present evidence to an impartial fact-finder.

**Stakeholders:**

SBE, DPI, LEAs, Teachers

**Timeline For Action:**

The report is presented for action this month.

**Recommendations:**

The State Board is requested to adopt the Final Decisions presented by staff.

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Audiovisual equipment requested for the presentation:

- Data Projector/Video (Videotape/DVD and/or Computer Data, Internet, Presentations-PowerPoint preferred)  
Specify:
- Audio Requirements (computer or other, except for PA system which is provided)  
Specify:
- Document Camera (for transparencies or paper documents – white paper preferred)

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 Motion By: \_\_\_\_\_ Seconded By: \_\_\_\_\_  
 Vote: Yes \_\_\_\_\_ No \_\_\_\_\_ Abstain \_\_\_\_\_  
 Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ Postponed \_\_\_\_\_ Revised \_\_\_\_\_

\*Person responsible for SBE agenda materials and SBE policy updates: Katie Cornetto (807-3406)