

Minutes of Appeals Committee Meeting      September 15, 1976

The West Appeals Committee met in Elizabethtown at 3:00 P.M. September 15, 1976, to hear a second appeal in the eligibility case of Todd Lige Shadowen.

Board members present were Chairman Ray Story, Denvall Barriger, Joseph McPherson, Cecil Reid and George Sauer. Attorney Jerry P. Rhoads and Mr. Lige Shadowen were present representing Todd. Commissioner Tom Mills and Assistant Commissioner Billy V. Wise were also present.

Attorney Rhoads explained that his reason for asking for a second hearing was that he had information to present to the Board that was not available for the meeting held on August 24. Mr. Rhoads then presented a court order transferring legal custody of Todd from his mother to his father. Following the presentation of Mr. Rhoads and a discussion by members of the Committee, Joseph McPherson made the motion that the Appeals Committee recommend that the eligibility of Todd Lige Shadowen not be approved at Madisonville-North Hopkins High School, and that his eligibility remains at Union County High School. Cecil Reid seconded the motion and it passed by a vote of 5-0. A poll of the remaining members of the Board resulted in a vote of 5-0 in favor of the recommendation.

On this same date the West Appeals Committee heard a second appeal on the eligibility status of William Dininger, Harrison County High School. William was accompanied to the meeting by Attorney Mark Fitzgerald.

Mr. Fitzgerald presented the committee with an affidavit signed by Mr. Rowland Levering, former Head Counselor at Harry E. Wood High School, the last school attended by William. Mr. Levering stated that William was under the regulations of the Indianapolis Public School System, unable to return to school in February, 1976, when he was released by his physician because of the fact that school regulations prohibited him from starting school work at a time when the school had been in session for several weeks at the time of release.

Following the presentation by Mr. Fitzgerald, it was the decision of the Appeals Committee that William not be ruled eligible.

The Commissioner was instructed, however, to inform William that the Committee would recommend that he be declared eligible upon presentation of the following information:

(of 2)

- 1. A letter from the Indianapolis Board of Education stating that after a certain date students are not allowed to enroll in school and that there is no other program available to them.
- 2. A statement from a doctor who treated him during his illness, or the hospital where he was a patient that he was unable to attend school prior to the deadline for enrollment as set by the Board of Education.
- 3. A statement from a physician that he is now physically able to participate in athletics.

William was in my office on Thursday, September 16, 1976, and notified of the decision of the Committee.

Prasanna  
 President  
 202

Tom Mills  
 Secretary