

4. That Petitioner, John Franklin, was originally given two (2) years of service credit.
5. That the two (2) years service credit was later taken away.
6. That Petitioner, John Franklin, retired expecting to receive the two (2) years of service credit.

Conclusions of Law

1. That since Petitioner did not return to active teaching service within eighteen (18) months of leaving military service, he cannot qualify for service credit under this provision of the law.
2. Petitioner has provided no other statutory or regulatory exception under which the two (2) years of service might be granted.
3. Pension rights do not vest until the time of retirement.
4. Petitioner, John Franklin, has failed to meet his burden of proof.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the Petitioner's request that he be granted a two (2) year service credit is denied.


Dated this 7th day of June, 1995.



T. A. Shula, Administrative Law Judge
Indiana State Teachers' Retirement Fund

Copies By Certified Mail To:

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