

STATE OF INDIANA
BUREAU OF MOTOR VEHICLES

In the Matter of [REDACTED], DL# [REDACTED],
Petitioner.

FINAL ORDER

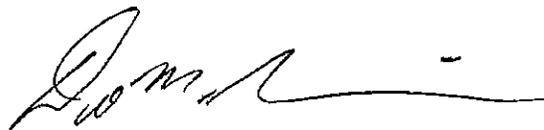
1. This matter comes before me as a result of a Notice of Appeal filed by Petitioner [REDACTED] [REDACTED] ("V") by letter of December 12, 2013 seeking administrative review of a decision by the Indiana Bureau of Motor Vehicles ("BMV") to impose a driving privilege suspension for "Failure to Appear for Driver Safety School" (suspension 10) upon Petitioner [REDACTED].
2. Per Indiana Code § 4-21.5-3-27(a), this matter was referred to Administrative Law Judge Pamela Walters, Esq. for review and the issuance of a Recommended Order, which was completed on January 15, 2014. A copy is attached hereto and incorporated as if fully stated herein.
3. On January 28, 2014, the BMV received an Objection from [REDACTED], but it contained no substantive remarks. Rather, [REDACTED] requested that he be directed as to "what evidence I need to show/bring with me for this hearing" and as to "when the hearing date [is]."
4. [REDACTED]'s Objection is OVERRULED. Ind. Code § 4-21.5-3-29(d) required [REDACTED] to identify the basis of his objection "with reasonable particularity" within eighteen (18) days. Petitioner failed to do so. No hearing is required for an Objection to a Recommended Order.
5. Even if [REDACTED] had filed a proper objection, I see no basis in the law for rejecting the Recommended Order. [REDACTED] was required to attend driver safety school as a result of his moving traffic violations and failed to do so despite the BMV's notice.

6. The Recommended Order is hereby AFFIRMED and [REDACTED]'s Notice of Appeal is DENIED. [REDACTED]'s suspension will remain in place until he completes a driver safety program and complies with all other requirements of Indiana law.
7. Petitioner [REDACTED] is hereby notified that this is a FINAL ORDER. Petitioner may seek judicial review of this FINAL ORDER by filing a petition for review with the appropriate court within thirty (30) days after the date that notice of this FINAL ORDER was served, plus three (3) additional days if notice is served through the United States mail. See: Ind. Code §§ 4-21.5-3-2, 4-21.5-5.
8. Pursuant to Ind. Code § 4-21.5-3-32, this FINAL ORDER shall be made available for public inspection and copying. It shall be indexed by name and subject. All identifying details shall be deleted from the public copy of this Order per Ind. Code § 5-14-3, with written justification for all deletions explained in writing and attached to the public copy of this FINAL ORDER.

SO ORDERED.

2-10-2014

Date



Donald M. Snemis, Commissioner
Indiana Bureau of Motor Vehicles

Written notice of this order shall be provided to:

[REDACTED]
BMV Driver Record Management

Pamela Walters, Esq.