

COLLEEN CLARY,

v.

HOWARD COUNTY
BOARD OF EDUCATION,

ORDER OF THE

STATE

SUPERINTENDENT

OF SCHOOLS

Order No. 20-01

ORDER

Colleen Clary filed an appeal with the State Board of Education challenging the November 21, 2019 redistricting decision made by the Howard County Board of Education (“local board”). In the appeal, she requested a stay of the local board’s decision until the State Board issues a final decision in the redistricting case. On February 3, 2020, Ms. Clary withdrew her appeal.

Pursuant to COMAR 13A.01.02.01B, the Superintendent of Schools has the authority, either on request of the President of the State Board or on her own motion, to order a stay of an action taken by a local board. Thus, the State Board has forwarded the stay request to me for reconsideration.

As mentioned above, Ms. Clary requested the stay as part of her appeal of the local board’s redistricting decision. Although other individuals have also separately appealed the redistricting decision to the State Board, those individuals did not join in Ms. Clary’s stay request. On February 3, 2020, Mrs. Clary withdrew her appeal to the State Board. Because Ms. Clary is no longer a party to the appeal, her request for a stay is moot. I also note that her request for stay did not address any of the factors required to meet the legal standard for granting a stay. *See Mary E. v. Anne Arundel County Board of Educ.*, State Sup’t. Order No. 13-01.

Accordingly, I deny the request for stay.



Karen B. Salmon, Ph.D.
State Superintendent of School
February 7, 2020