

**STATE OF INDIANA
INDIANA CIVIL RIGHTS COMMISSION**

TARON TYSON,

Complainant,

vs.

GREENWOOD PAIN MANAGEMENT,

Respondent.

) Docket No.: PAha14100808

File Dated
FEB 16 2018
Indiana Civil Rights Commission

FINAL ORDER

On January 17, 2018, Hon. Hon. Doneisha L. Posey, Administrative Law Judge ("ALJ") for the Indiana Civil Rights Commission ("ICRC") entered her Proposed Findings of Fact, Conclusions of Law, and Order ("Order"). The parties had opportunity to object to the Order; neither party objected. With no objection or intent to review on record, the Commission shall affirm the Order. IC 4-21.5-3-29(c) After consideration of the record in this matter and the Order,

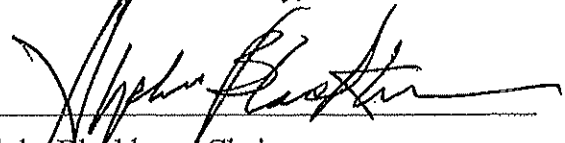
THE COMMISSION HEREBY ORDERS:

1. The findings of fact and conclusions of law as stated in the Order, a copy of which is attached hereto, are incorporated herein by reference. IC 4-21.5-3-28(f)(2)
2. The Order is AFFIRMED under IC 4-21.5-3-29 and hereby becomes the Final Order disposing of the proceedings. IC 4-21.5-3-27(a)

Either party to a dispute filed under IC 22-9 may, not more than thirty (30) days after the date of receipt of the Commission's final appealable order, appeal to the court of appeals under the same terms, conditions, and standards that govern appeals in ordinary civil actions. IC 22-9-8-1

ORDERED by the Commission

this 16TH day of February, 2018.


Alpha Blackburn, Chair

Indiana Civil Rights Commission

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DATE FILED

JAN 17 2018

OFFICE OF THE
ADMINISTRATIVE JUDGE

**PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW,
AND ORDER**

On January 2, 2018, Taron Tyson (“Complainant”) by ICRC Staff Counsel Michael C. Healy, and Greenwood Pain Management (“Respondent”) by counsel Mark K. Sullivan & Associates (collectively, the “Parties”) filed their Joint Motion to Dismiss (“Motion”).

Having carefully considered the foregoing and being duly advised in the premises, the Presiding Officer HEREBY PROPOSES that the ICRC enter the following findings of fact, conclusions of law, and order.

FINDINGS OF FACT

1. On October 14, 2014, Complainant filed the subject Complaint of Discrimination naming Respondent and alleging unlawful discrimination in public accommodation based on “disability” in violation of the Indiana Civil Rights Law (IC 22-9) (“the ICRL”).
2. On January 4, 2017, former ICRC Director Richard A. Hite issued a Notice of Finding, finding probable cause to believe a violation of the ICRL had occurred.
3. On January 2, 2018, the Parties jointly moved for dismissal of the Complaint of Discrimination with prejudice, representing that private settlement mutually resolved the matter.
4. The Parties filed the Motion before a hearing on the record had begun.
5. There is no evidence of fraud, coercion, duress, or any other reason not to grant the requested dismissal.
6. Any Conclusion of Law that should have been deemed a Finding of Fact is hereby adopted as such.

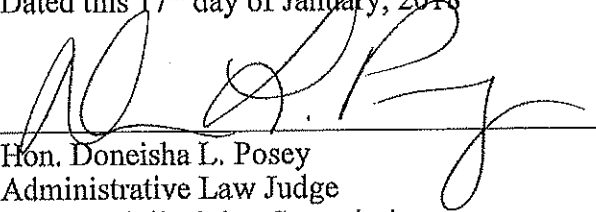
CONCLUSIONS OF LAW

1. The Commission has jurisdiction over the subject matter and the Parties.
2. The Parties did not file a "consent agreement" requiring approval by and signature of a majority of the commissioners and enforceable as a final order. IC 22-9-1-6(o); 910 IAC 1-3-4
3. Administrative review of this proposed decision may be obtained by the filing of a writing identifying with reasonable particularity each basis of each objection within fifteen (15) days after service of this proposed decision. IC 4-21.5-3-29(d).
4. Any Finding of Fact that should have been deemed a Conclusion of Law is hereby adopted as such.

ORDER

1. This Complaint of Discrimination is **DISMISSED**, with prejudice.

Dated this 17th day of January, 2018



Hon. Doneisha L. Posey
Administrative Law Judge
Indiana Civil Rights Commission
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Indianapolis, IN 46204-2255
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