

STATE OF INDIANA  
CIVIL RIGHTS COMMISSION

DOCKET NO. HOse08030135  
HUD NO. 05-08-0611-8

TASHA PARKER, INDIVIDUALLY and on behalf of her minor  
children GABRIEL HETTINGER and CHLOE OLIVO;

Complainant,

VS.

JEFFREY La GROU; DONNA La GROU; La GROU  
RESIDENTIAL LEASING; MEADOW RIDGE APARTMENTS; and  
La GROU RESIDENTIAL PROPERTIES, LLC;

Respondents.

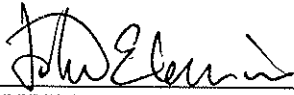
**FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

On September 4, 2008, Robert D. Lange, Administrative Law Judge ("ALJ") for the  
Indiana Civil Rights Commission ("ICRC"), entered his Proposed Findings Of Fact,  
Conclusions Of Law, And Order ("the proposed decision").


No objections have been filed to the ICRC's adoption of the proposed decision.

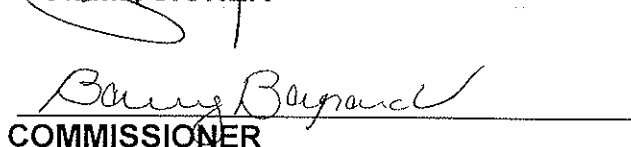
Having carefully considered the foregoing and being duly advised in the premises,  
the ICRC hereby adopts as its own the findings of fact, conclusions of law, and order  
proposed by the ALJ in the proposed decision, a copy of which is attached hereto and  
incorporated herein by reference.

**INDIANA CIVIL RIGHTS COMMISSION**

  
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COMMISSIONER

  
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COMMISSIONER

Dated: 24 October 2008

**FILE DATED**

OCT 24 2008

Indiana State Civil Rights Commission

To be served by first class mail on the following parties and attorneys of record:

Tasha Parker, individually and on behalf of her minor children Gabriel Hettinger and  
Chloe Olivo  
c/o Lee Ann Hoskins  
601 Alward Street  
Warsaw, IN 46580

Jeffrey La Grou.  
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La Grou Residential Leasing  
100 West 9<sup>th</sup> Street, Suite 107  
Rochester, IN 46975

Meadow Ridge Apartments  
P.O. Box 956  
Warsaw, IN 46580

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La Grou Residential Properties, LLC  
c/o T. Andrew Perkins, Esq.  
PETERSON & WAGGONER, LLP  
125 East Tenth Street  
Rochester, IN 46975-1736

PETERSON & WAGGONER, LLP  
BY: T. Andrew Perkins, Esq.  
Attorneys for Respondent  
125 East Tenth Street  
Rochester, IN 46975-1736

and to be personally served on the following:

Michael C. Healy, Esq.; Staff Counsel  
Indiana Civil Rights Commission  
Indiana Government Center North  
100 North Senate Avenue, Room N103  
Indianapolis, IN 46204-2255

TASHA PARKER,  
Complainant,

vs.

JESS LAGROU,  
Respondent.

FILE DATED

SEP 04 2008

Indiana State Civil Rights Commission

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

On August 29, 2008, Respondent, Jess Lagrou ("Lagrou"), filed his Notice Of Election ("NOTICE").

Having carefully considered the foregoing and being duly advised in the premises the undersigned Administrative Law Judge ("ALJ") for the Indiana Civil Rights Commission ("ICRC") proposes that the ICRC enter the following findings of fact, conclusions of law, and order.

**FINDINGS OF FACT**

1. Complainant, Tasha Parker ("Parker") filed this complaint against Lagrou on March 6, 2008, alleging that Lagrou evicted her from rental housing because of sexual harassment in violation of the Indiana Fair Housing Act, IC 22-9.5 ("the IFHA"). HOUSING DISCRIMINATION COMPLAINT (March 6, 2008).
2. Lagrou denied committing unlawful discrimination. ANSWER TO HOUSING DISCRIMINATION COMPLAINT (March 24, 2008).

3. On August 4, 2008, the ICRC's Deputy Director issued a Notice Of Finding and a charge, finding reasonable cause to believe that a violation of the IFHA had occurred. NOTICE OF FINDING AND ISSUANCE OF CHARGE (August 4, 2008).
4. On August 29, 2008, Lagrou filed his Notice Of Election to have this case decided in a state court. NOTICE.
5. Any Conclusion Of Law that should have been deemed a Finding Of Fact is hereby adopted as such.

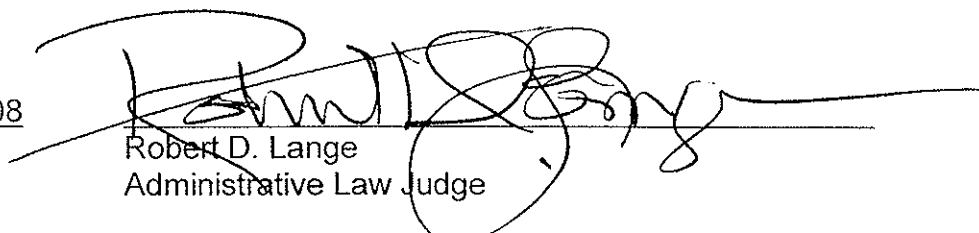
### **CONCLUSIONS OF LAW**

1. Under the IFHA, a complainant, a respondent, or an aggrieved person may elect to have the claims asserted in a reasonable cause finding decided in a civil action. IC 22-9.5-6-12(a).
2. Such an election must be made within 20 days after receipt by the electing party of the reasonable cause finding. IC 22-9.5-6-12(b).
3. The election in the NOTICE was filed in a timely manner.
4. Housing Rule 7.9(a) of the ICRC provides, in material part, as follows:  
If ... the respondent ... makes a timely election to have the claims asserted in the charge asserted in a civil action under IC 22-9.5-6-12, the administrative law judge shall dismiss the proceeding.  
910 IAC 2-7-9(a).
5. This complaint must be dismissed under 910 IAC 2-7-9(a).
6. Administrative review of this proposed decision may be obtained by the filing of a writing specifying with reasonable particularity each basis for each objection within 15 days after service of this proposed decision. IC 4-21.5-3-29(d).
7. Any Finding Of Fact that should have been deemed a Conclusion Of Law is hereby adopted as such.

## ORDER

1. Parker's complaint is **DISMISSED**, with prejudice.

Dated: 04 September 2008



Robert D. Lange  
Administrative Law Judge

To be served by first class mail this 4th day of September, 2008 on the following parties and attorneys of record:

Tasha Parker  
4117 Heron Boulevard  
Warsaw, IN 46582

Jess Lagrou.  
100 West 9<sup>th</sup> Street, Suite 107  
Rochester, IN 46975

PETERSON & WAGGONER, LLP  
BY: T. Andrew Perkins, Esq.  
Attorneys for Respondent Jess Lagrou  
125 East Tenth Street  
Rochester, IN 46975-1736

and to be personally served this 4th day of September, 2008 on the following:

Michael C. Healy, Esq.; Staff Counsel  
Indiana Civil Rights Commission  
Indiana Government Center North  
100 North Senate Avenue, Room N103  
Indianapolis, IN 46204-2255

Indiana Civil Rights Commission  
c/o The Honorable Tony A. Kirkland, Executive Director  
Indiana Government Center North  
100 North Senate Avenue, Room N103  
Indianapolis, IN 46204-2255