

**STATE OF INDIANA  
BEFORE THE FIRE PREVENTION AND BUILDING  
SAFETY COMMISSION**

<b>In the Matter of:</b>  <b>PARTY AT TRAVS, INC.</b>  Petitioner	Administrative Cause nos.: DHS-06202019 & DHS-06202019_1
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**RESPONDENT’S MOTION TO DISMISS AND MOTION TO WITHDRAW AS COUNSEL**

Respondent respectfully request the above captioned case be dismissed. In support of this request, the Respondent states the following:

1. On May 21, 2019, Respondent issued orders citing Petitioner for violations of the 2006 version of NFPA 1124 at two locations: 1415 US 50 E Greendale, IN (see violations 5 and 6), and 1104 Eads Parkway, Lawrenceburg, IN (see violations 3 and 4).

2. After initiation of these proceedings and conducting discovery, it was found that the trailers in question were in place prior to adoption of the 2006 version of NFPA 1124 and therefore violations 5 and 6 for the Greendale location and 3 and 4 for the Lawrenceburg location should be rescinded.

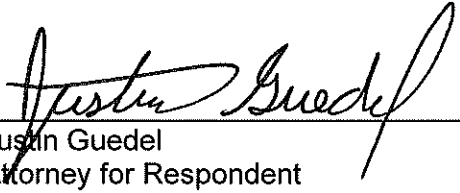
3. To resolve this matter, Respondent hereby rescinds all violations citing noncompliance with the 2006 version of NFPA 1124.

4. This matter is being filed directly with the Fire Prevention and Building Safety Commission as it is Respondent’s understanding the administrative law judge that was assigned to this matter by the Office of the Attorney General, ALJ Travis Lovett, is no longer employed by the state and no new ALJ has been assigned as a substitute. Therefore, the only viable venue for filing and review of this motion lies with the ultimate authority over this matter itself – the Fire Prevention and Building Safety Commission.

5. In addition to this motion to dismiss, I move to withdraw my appearance in this matter and all future correspondence shall be delivered to Jonathan Whitham, IDHS General Counsel at JWhitham@dhs.IN.gov.

WHEREFORE, the Respondent respectfully request this matter be dismissed as moot.

Respectfully submitted,

  
Justin Guedel  
Attorney for Respondent

Date: 3/30/2022