

DAVID MACCORMACK,
et al.,

Appellant

v.

HOWARD COUNTY
BOARD OF EDUCATION,

Appellee.

ORDER OF THE
STATE
SUPERINTENDENT
OF SCHOOLS
Order No. 20-02

ORDER

Appellants have requested a stay of the November 21, 2019 redistricting decision made by the Howard County Board of Education (“local board”) pending a final decision in the matter by the State Board.

COMAR 13A.01.02.01B authorizes the State Superintendent of Schools to order a stay, not to exceed 60 days in duration, of any action taken by a local board provided that the stay “is issued within 5 days of the date notice of the action is received by the State Board of Education from the local board. . .” The State Board received notice of the redistricting decision from counsel for the local board shortly after the local board rendered its November 21, 2019 decision. The Appellants filed their request for a stay on February 5, 2020, the date the State Board received the request via first class mail. More than 5 days have passed since the State Board received notice of the local board’s decision. Thus, no stay can be issued under the authority of the State Superintendent pursuant to COMAR 13A.01.02.01B.

I therefore deny the Appellants’ request for a stay.



Karen B. Salmon, Ph.D.
State Superintendent of School
February 25, 2020