

KARI AND KARLI FISHER,

Appellant

v.

PRINCE GEORGE'S  
COUNTY BOARD OF  
EDUCATION

Appellee.

BEFORE THE

MARYLAND

STATE BOARD

OF EDUCATION

Order No. OR 23-08

### ORDER

Kari Fisher, an attorney and mother of Karli Fisher, filed this appeal on her own behalf and as legal counsel on behalf of her adult daughter.<sup>1</sup> In this appeal, the Appellants argue that Prince George's County Public Schools ("PGCPS") violated its student record policy by failing to produce the complete student records for Karli Fisher, a former PGCPS student.

Appellants previously raised the record request issue as part of a special education due process complaint. Both parties have acknowledged that on January 6, 2023, in a separate due process proceeding, an administrative law judge ("ALJ") ordered PGCPS to permit Ms. Fisher<sup>2</sup> to inspect and review her daughter's education records.

The local board maintains that it provided the student records electronically to Karli Fisher on December 12, 2022 and January 5, 2023. Further, on February 21, 2023, PGCPS staff advised Ms. Kari Fisher that the student records were available at the school and ready for collection at her convenience. (*See* Appellants' Opp. to Reply, 3/9/23). Ms. Fisher picked up the records on March 15, 2023. (*See* Local Bd. Reply, Ex. 1).

Ms. Fisher has repeatedly asserted her belief that the records do not encompass the complete student record. She also requests that the records be provided electronically in PDF format. On March 2, 2023, counsel for PGCPS reminded Ms. Fisher that PGCPS previously provided student records to Karli Fisher electronically, and further advised that PGCPS has produced all of the records maintained by the school system. (Local Bd. Reply Memo., Krew Letter, 3/2/23).

There is no local board decision regarding this matter for the State Board to review. Accordingly, we dismiss on that basis. *See* COMAR 13A.01.05.03B(1)(a). We note, however, that the local board maintains that it has made all of Karli Fisher's student records in PGCPS's possession available for collection by Ms. Fisher. Ms. Fisher has collected the records from PGCPS. Thus, this matter is also moot. "It is well established that a question is moot when 'there is no longer an existing controversy between the parties, so that there is no longer any

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<sup>1</sup> The local board questions Kari Fisher's representation of her daughter in this matter, as well as her standing to file this appeal on her own behalf given that her daughter is over 18. However, we have no basis to dispute Kari Fisher's representation of her daughter and, further, find the standing issue immaterial here.

<sup>2</sup> References to Ms. Fisher are to Kari Fisher.

effective remedy which the courts [or agency] can provide.” *Mallardi v. Carroll County Bd. of Educ.*, MSBE Op. No. 00-07 (2000) (quoting *In Re Michael B.*, 345 Md. 232, 234 (1997)).<sup>3</sup>

On March 2, 2023 and March 20, 2023, Ms. Fisher filed two additional State Board appeals requesting that PGCPS remove certain documents from her daughter’s student record. Ms. Fisher has indicated that she appealed those matters to the local board, but there is not yet a local board decision. As there is no local board decision, those appeals are not ripe for review by the State Board and we dismiss on that basis. *See* COMAR 13A.01.05.03B(1)(a).

Accordingly, it is this 28<sup>th</sup> day of March 2023, ORDERED, by the Maryland State Board of Education, that the appeals are dismissed. *See* COMAR 13A.01.05.03B.

MARYLAND STATE BOARD OF EDUCATION

Signature for Review

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Clarence C. Crawford  
President

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<sup>3</sup> Ms. Fisher submitted various documents outside of the appeal briefing process. Counsel to the State Board advised her that the documents would not be considered by the State Board or made a part of the case record.