

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE DEPARTMENT OF HUMAN SERVICES

In the Matter of the Rate Appeal of
Sholom Home East

SECOND PREHEARING ORDER

By a letter dated April 25, 2007, Joel H. Jensen, Jensen Law Firm, Ltd., 5353 Gamble Dr. #125, Minneapolis, MN 55416, counsel for Sholom Home East (Appellant) requested a twenty-one day continuance of hearing in this matter. Erika S. Sullivan Assistant Attorney General, 445 Minnesota St. #900 St. Paul, MN 55101-2127, agreed to the request on behalf of the Department of Human Services.

IT IS HEREBY ORDERED:

1. Discovery shall be completed by June 18, 2007.
2. Any dispositive motions shall be served by June 25, 2007, and the responding party shall have ten working days thereafter to respond.
3. This matter is scheduled for hearing on August 23, 2007 commencing at 9:30 a.m. Counsel for the Department will arrange for the hearing location and inform the ALJ and the opposing counsel of the location.
4. The parties shall exchange written exhibits and witness lists and file an index of exhibits and a copy of the witness list with this office by August 16, 2007. To the extent possible, the parties shall enter into prehearing stipulations regarding the facts involved in the hearing and foundation for anticipated exhibits. Any party objecting to foundation for any written exhibit must notify the offering party and judge in writing at least two working days prior to the hearing or the foundation objection is waived.
5. In the event that either side requests a court reporter, notice shall be given to the Office of Administrative Hearings no later than July 16, 2007.
6. Requests for subpoenas for the attendance of witnesses or the production of documents shall be made in writing to the administrative law judge pursuant to Minn. R. 1400.7000. A copy of the subpoena request shall be served on the other parties. A subpoena request form is available at www.oah.state.mn.us.
7. The parties have not requested accommodation for a disability or appointment of an interpreter. The Office of Administrative Hearings shall be notified promptly if either an accommodation or interpreter is needed.

8. This case may be appropriate for mediation. The parties are encouraged to promptly consider requesting the Chief Administrative Law Judge to assign a mediator so that mediation can be scheduled promptly.

Dated this 1st day of May, 2007.

s/Linda F. Close
LINDA F. CLOSE
Administrative Law Judge
612 766-9606
lcose@closelawoffice.com