

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE DEPARTMENT OF HUMAN SERVICES

In the Matter of the Revocation of the  
Child Care Center License of New  
Generation Child Development Center

**PREHEARING ORDER**

A prehearing conference was held on November 10, 2008, by telephone. Steven H. Alpert, Assistant Attorney General, appeared on behalf of the Department of Human Services. Samuel A. McIntosh, Sr., appeared as counsel on behalf of New Generation Child Development Center.

IT IS HEREBY ORDERED:

1. Discovery shall be completed by December 30, 2008.
2. Any dispositive motions shall be served by January 21, 2009, and the responding party shall have ten working days to respond.
3. This matter is scheduled for hearing on **February 3, 2009**, commencing at 9:00 a.m., at the Office of Administrative Hearings, 600 Robert Street North, St. Paul, Minnesota 55101.
4. The parties shall exchange preliminary witness lists by November 24, 2008. The parties shall exchange proposed written exhibits and witness lists and file an index of exhibits and a copy of the witness list with this office by January 9, 2009. 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 January 21, 2009.
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](http://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: November 13, 2008

s/Raymond R. Krause  
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RAYMOND R. KRAUSE  
Chief Administrative Law Judge

cc: Docket Coordinator