

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

In the Matter of the Revocation of the Child  
Care License of Nicholle Leigh Bode

**SECOND SCHEDULING ORDER**

This matter initially came before Administrative Law Judge Manuel J. Cervantes pursuant to a Notice of and Order for Hearing, filed December 3, 2010.

Kathleen Heaney, Assistant Sherburne County Attorney, represents Sherburne County Social Services and the Minnesota Department of Human Services (Department). Jessica E. Schwie, Esq., represents Nicholle Leigh Bode (Respondent).

On December 20, 2010, Ms. Schwie filed a Notice of Motion and Motion for a Continuance on the grounds that 1) she was recently hired to represent the Respondent and requires additional time to prepare for the contested case hearing and 2) Respondent's daycare license has been suspended and she is not currently providing such care, and therefore, does not pose any risk to recipients of daycare services.

Good cause is shown, therefore,

**IT IS HEREBY ORDERED:**

1. By 4:30 p.m. on **Friday, February 18, 2011**, each party will file and serve copies of the pre-labeled exhibits that it proposes to offer into the hearing record. The Department shall label its exhibits sequentially using numbers. The Respondent shall label her exhibits sequentially using letters.

2. By 4:30 p.m. on **Friday, February 18, 2011**, each party will file and serve a list of the witnesses that it intends to call at the evidentiary hearing, including a short summary of their proposed testimony.<sup>1</sup>

3. By 4:30 p.m. on **Friday, February 25, 2011**, the parties will file and serve a statement (under Minn. R. 1400.6950 (2)) detailing any objection to the foundation of a written exhibit.

---

<sup>1</sup> The Department has filed a list of prospective witnesses with its initial pleadings.

4. A hearing in this matter will be held at the Spruce Room, Sherburne County Government Center,<sup>2</sup> 13880 Business Center Drive, Elk River, MN on **Thursday, March 3, 2011 beginning at 10:00 a.m.**

Dated: January 10, 2011

s/Manuel J. Cervantes  
\_\_\_\_\_  
MANUEL J. CERVANTES  
Administrative Law Judge

---

<sup>2</sup> Or other location as arranged by Ms. Kathleen Heaney.