

July 10, 2026

Trevor Harms
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Mitchell, SD 573001

Sent Certified: 9589 0710 5270 2276 1824 94

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RE: HF No. 5U, 2025/26 – Trevor Harms vs Mitchell School District #17-2

Greetings:

This Letter addresses Mitchell School District's Motion to Dismiss. Petitioner was given until June 26, 2026, to respond to the Motion. No response was submitted. The District moves to dismiss on the grounds that the Petition fails to state facts sufficient to constitute a cause of action and Petitioner was terminated only for willful insubordination and failure to adhere to District time keeping policies after administrative interventions and instructions to do so.

The Department having reviewed the record and with no response having been provided by Peittioner, finds that dismissal is appropriate in this matter. Therefore, Mitchell School District's Motion to Dismiss is GRANTED. Hearing file 5U, 2025/26 is hereby DISMISSED without prejudice.

The parties shall consider this letter to be the Order of the Department.

Sincerely,



Michelle M. Faw
Administrative Law Judge