

COMMONWEALTH OF KENTUCKY
48TH JUDICIAL DISTRICT
FRANKLIN CIRCUIT COURT
DIVISION I
CASE NO.11-CI-1787

KENTUCKY BOARD OF INTERPRETERS
FOR THE DEAF AND HEARD OF HEARING

PLAINTIFF

v.

**NOTICE AND MOTION TO ENTER AGREED
ORDER AND PERMANENT INJUNCTION**

DONNA SCHLETER

DEFENDANTS

NOTICE

PLEASE TAKE NOTICE that the Plaintiff hereby files its Motion to Enter Agreed Final Order in the above-styled action; and that a hearing will be held on Plaintiff's Motion at the convenience of the Court at the Franklin Circuit Court, 669 Chamberlin Avenue, Frankfort, KY 40601.

MOTION

The Board requests that the attached Agreed Order be entered as an Order of the Court.

Respectfully submitted,

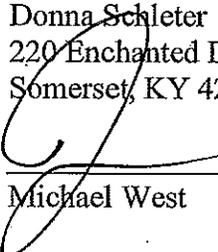
Jack Conway
Attorney General

Michael West, Assistant Attorney General
Office of the Attorney General
700 Capitol Avenue, Suite 118
Frankfort, Kentucky 40601-3449
Telephone No: (502) 696-5635
Fax No: (502) 564-6801
Counsel for the Board

Certificate of Service

I certify that the foregoing Motion and Tendered Order were mailed to the following on April 5, 2012:

Donna Schleiter
220 Enchanted Drive
Somerset, KY 42503



Michael West

4/5/12
Date

**COMMONWEALTH OF KENTUCKY
FRANKLIN CIRCUIT COURT
CIVIL ACTION NO. 11-CI-1787
DIVISION I**

**KENTUCKY BOARD OF INTERPRETERS
FOR THE DEAF AND HARD OF HEARING**

PLAINTIFF

v. AGREED FINAL ORDER AND PERMANENT INJUNCTION

DONNA SCHLETER

DEFENDANT

The Plaintiff and the Defendant submit this Agreed Final Order to the Franklin Circuit Court as final resolution of this Civil Action:

RECITALS

1. On December 22, 2010, the Board brought this action seeking injunctive relief which prohibits the Defendant from practicing interpreting in violation of KRS 309.301(1).
2. This Court has jurisdiction over this matter pursuant to KRS 309.304(7).
3. The Plaintiff and Defendant negotiated this Final Agreed Order as a result of a mutual desire to settle and avoid a trial on this matter.

TERMS

1. The Defendant acknowledges that she practiced interpreting in violation of KRS 309.301(1).
2. The Defendant is permanently enjoined from the practice of interpreting as defined by the provisions of KRS 309.300 to KRS 309.319.
3. The Defendant may make application to the Board for licensure. If an application is submitted according the appropriate process as defined by regulation, the Defendant acknowledges that her application will be evaluated by the Board to determine whether it meets the criteria required by KRS 309.300 to KRS 309.319 and the corresponding

regulations in order to determine whether licensure is appropriate. The Defendant acknowledges that the Board may consider this action when making a determination related to licensure.

4. This Agreed Final Order shall be a Final Order of the Franklin Circuit Court. While the Defendant acknowledges that this Final Order is appealable, the Defendant agrees to waive her right to appeal from this Order to the Kentucky Court of Appeals.
5. The Board and the Defendant agree that this Agreed Order shall constitute the final resolution of this action and all issues referenced in the Complaint.
6. The Defendant acknowledges that, should the Plaintiff be required to move this Court to hold the Defendant in contempt for her failure to comply with the terms of this Order, the Defendant shall be obligated to reimburse the Board for the attorney's fees and any costs associated therewith.

Agreed upon by:

Donna Schleiter
Donna Schleiter

1-12-12
Date

[Signature]

Tim Owens, Board Chair
Kentucky Board of Interpreters for the Deaf and Hard of Hearing

2-22-2012
Date

BE IT SO ORDERED, this _____ day of _____, 2012.

Judge
Franklin Circuit Court, Div. I

CLERK'S CERTIFICATE OF SERVICE

I certify that the foregoing Agreed Final Order was mailed via U.S. Mail, first class, postage pre-paid, on this _____ day of _____, 2012, to the following:

Donna Schleter
220 Enchanted Drive
Somerset, KY 42503

Kentucky Board of Interpreters for the Deaf and Hard of Hearing
P.O. Box 1360
Frankfort, KY 40602

Michael West
Assistant Attorney General
Office of Attorney General
700 Capitol Avenue, Suite 118
Frankfort, Kentucky 40601-3449

Clerk of Court

Date