

ARTICLE 5. ACHIEVEMENT TESTS

Rule 1. Achievement on Tests of General Educational Development

NOTE: IC 20-20-6 was repealed by P.L.7-2011, SECTION 26, effective April 1, 2011.

511 IAC 5-1-1 Definitions (Expired)

Sec. 1. *(Expired under IC 4-22-2.5, effective January 1, 2012.)*

511 IAC 5-1-2 Minimum standards

Authority: IC 20-20-6-3

Affected: IC 20-20-6

Sec. 2. (a) An applicant for a state of Indiana general educational development (GED) diploma must meet the requirements of this section and qualify within one (1) of the following categories:

- (1) Be at least eighteen (18) years of age.
- (2) Be at least seventeen (17) years of age and:
 - (A) not be subject to compulsory attendance;
 - (B) provide documentation of completing the exit interview process; and
 - (C) provide documentation of receiving a passing score on the GED practice test.

(b) An applicant for a state of Indiana general educational development (GED) diploma must have resided in Indiana a minimum of thirty (30) days immediately preceding the date of testing.

(c) An applicant for a state of Indiana general educational development (GED) diploma must provide the testing center with identification that includes the applicant's photograph.

(d) An applicant for a state of Indiana general educational development (GED) diploma must provide the testing center with proof of age.

(e) An applicant for a state of Indiana general educational development (GED) diploma must obtain:

- (1) a minimum standard score of four hundred ten (410) on each of the five (5) tests included in the GED test battery;
- (2) a minimum average standard score of four hundred fifty (450) on all five (5) tests; and
- (3) a minimum of two thousand two hundred fifty (2,250) standard score points.

(Indiana State Board of Education; 511 IAC 5-1-2; filed Feb 13, 1980, 11:30 a.m.: 3 IR 329; filed Oct 26, 1983, 9:11 a.m.: 7 IR 46; filed Oct 10, 1997, 10:20 a.m.: 21 IR 382; filed Oct 24, 2002, 2:40 p.m.: 26 IR 786; readopted filed Nov 12, 2008, 10:15 a.m.: 20081203-IR-511080524RFA; readopted filed Nov 6, 2014, 3:23 p.m.: 20141203-IR-511140382RFA) NOTE: Transferred from the Commission on General Education (510 IAC 10-1.1-2) to the Indiana State Board of Education (511 IAC 5-1-2) by P.L.20-1984, SECTION 206, effective July 1, 1984.

511 IAC 5-1-3 Authority to grant diploma

Authority: IC 20-20-6-3

Affected: IC 20-20-6

Sec. 3. The department of education will grant the state of Indiana general educational development (GED) diploma on the basis of official GED test results, provided the requirements of section 2 of this rule are met. A school corporation or accredited nonpublic school has the option of issuing a GED diploma. *(Indiana State Board of Education; 511 IAC 5-1-3; filed Feb 13, 1980, 11:30 a.m.: 3 IR 329; filed Feb 13, 1989, 9:30 a.m.: 12 IR 1507; filed Oct 10, 1997, 10:20 a.m.: 21 IR 383; readopted filed Jul 23, 2003, 10:15 a.m.: 26 IR 3960; readopted filed Nov 4, 2009, 12:03 p.m.: 20091202-IR-511090701RFA; readopted filed Sep 23, 2015, 12:13 p.m.: 20151021-IR-511150257RFA) NOTE: Transferred from the Commission on General Education (510 IAC 10-1.1-3) to the Indiana State Board of Education (511 IAC 5-1-3) by P.L.20-1984, SECTION 206, effective July 1, 1984.*

511 IAC 5-1-3.5 Honors diploma

Authority: IC 20-20-6-3

Affected: IC 20-20-6

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Sec. 3.5. The department of education will grant the state of Indiana general educational development (GED) honors diploma to an applicant whose overall average standard score is six hundred twenty (620) or higher, provided the requirements of section 2 of this rule are met. A school corporation or accredited nonpublic school has the option of issuing a GED honors diploma. (*Indiana State Board of Education; 511 IAC 5-1-3.5; filed Oct 10, 1997, 10:20 a.m.: 21 IR 383; filed Oct 24, 2002, 2:40 p.m.: 26 IR 787; readopted filed Nov 12, 2008, 10:15 a.m.: 20081203-IR-511080524RFA; readopted filed Nov 6, 2014, 3:23 p.m.: 20141203-IR-511140382RFA*)

511 IAC 5-1-4 Testing centers and procedures

Authority: IC 20-20-6-3

Affected: IC 20-20-6

Sec. 4. (a) The department of education shall:

- (1) determine the number and the location of official GED testing centers in Indiana based on the need for services;
- (2) designate a local chief examiner to administer the GED tests at each of the centers; and
- (3) establish a maximum fee for the testing services.

(b) Testing must be conducted under conditions that ensure a minimum of distraction, prevent cheating, and provide test security.

(c) Each official GED testing center shall provide the department of education with a report of testing schedules throughout the year and adhere to all procedures related to administration and centralized scoring of GED tests.

(d) Each official GED testing center shall be responsible for providing the department of public instruction with:

- (1) a report of test scores for each applicant who tests in the center; and
- (2) a report of testing schedules throughout the year.

(*Indiana State Board of Education; 511 IAC 5-1-4; filed Feb 13, 1980, 11:30 a.m.: 3 IR 329; filed Oct 26, 1983, 9:11 a.m.: 7 IR 46; filed Oct 10, 1997, 10:20 a.m.: 21 IR 383; readopted filed Jul 23, 2003, 10:15 a.m.: 26 IR 3960; readopted filed Nov 4, 2009, 12:03 p.m.: 20091202-IR-511090701RFA; readopted filed Sep 23, 2015, 12:13 p.m.: 20151021-IR-511150257RFA*) NOTE: Transferred from the Commission on General Education (510 IAC 10-1.1-4) to the Indiana State Board of Education (511 IAC 5-1-4) by P.L.20-1984, SECTION 206, effective July 1, 1984.

511 IAC 5-1-4.5 Time limit

Authority: IC 20-20-6-3

Affected: IC 20-20-6

Sec. 4.5. An applicant must complete all five (5) tests in the GED test battery within thirty-five (35) days. If an applicant does not meet this requirement, the test administration is incomplete. Scores from incomplete test administrations are not reported or used to determine retesting requirements under section 6 of this rule. (*Indiana State Board of Education; 511 IAC 5-1-4.5; filed Oct 10, 1997, 10:20 a.m.: 21 IR 384; readopted filed Jul 23, 2003, 10:15 a.m.: 26 IR 3960; readopted filed Nov 4, 2009, 12:03 p.m.: 20091202-IR-511090701RFA; readopted filed Sep 23, 2015, 12:13 p.m.: 20151021-IR-511150257RFA*)

511 IAC 5-1-5 Report of test results

Authority: IC 20-20-6-3

Affected: IC 20-20-6

Sec. 5. (a) The department of education shall provide an official report of test results (GEDTS Form 30) to the local chief examiner who shall distribute reports to applicants and to a reasonable number of other persons, institutions, or agencies designated by applicants.

(b) Each official report of test results must state:

- (1) the applicant's standard score for each test;
- (2) the applicant's average standard score for all five (5) tests; and

(3) the following statement: "Satisfactory achievement on the high school level of the Tests of General Educational Development shall be a standard score of four hundred ten (410) or more on each of the five (5) tests in the battery and an average standard score of four hundred fifty (450) or more on all five (5) tests of the battery."

(Indiana State Board of Education; 511 IAC 5-1-5; filed Feb 13, 1980, 11:30 a.m.: 3 IR 329; filed Oct 10, 1997, 10:20 a.m.: 21 IR 384; filed Oct 24, 2002, 2:40 p.m.: 26 IR 787; readopted filed Nov 12, 2008, 10:15 a.m.: 20081203-IR-511080524RFA; readopted filed Nov 6, 2014, 3:23 p.m.: 20141203-IR-511140382RFA) NOTE: Transferred from the Commission on General Education (510 IAC 10-1.1-5) to the Indiana State Board of Education (511 IAC 5-1-5) by P.L.20-1984, SECTION 206, effective July 1, 1984.

511 IAC 5-1-6 Retesting

Authority: IC 20-20-6-3

Affected: IC 20-20-6

Sec. 6. (a) An applicant who achieves a total standard score of at least two thousand one hundred fifty (2,150) points but less than two thousand two hundred fifty (2,250) points must wait at least thirty (30) days after completion of the last test in the original battery to be eligible for retesting.

(b) An applicant who achieves a total standard score of two thousand one hundred forty (2,140) points or below must wait at least ninety (90) days after completion of the last test in the original battery to be eligible for retesting.

(c) An applicant who does not achieve the minimum standard score of two thousand two hundred fifty (2,250) points as a result of the first retesting must wait at least one hundred eighty (180) days to be eligible for all subsequent retesting. *(Indiana State Board of Education; 511 IAC 5-1-6; filed Feb 13, 1980, 11:30 a.m.: 3 IR 330; filed Oct 10, 1997, 10:20 a.m.: 21 IR 384; filed Oct 24, 2002, 2:40 p.m.: 26 IR 787; readopted filed Nov 12, 2008, 10:15 a.m.: 20081203-IR-511080524RFA; filed Dec 21, 2010, 10:19 a.m.: 20110119-IR-511100350FRA) NOTE: Transferred from the Commission on General Education (510 IAC 10-1.1-6) to the Indiana State Board of Education (511 IAC 5-1-6) by P.L.20-1984, SECTION 206, effective July 1, 1984.*

Rule 2. Indiana Statewide Testing for Educational Progress (ISTEP) Program

511 IAC 5-2-1 Definitions (Expired)

Sec. 1. *(Expired under IC 4-22-2.5, effective January 1, 2008.)*

511 IAC 5-2-2 Purpose (Expired)

Sec. 2. *(Expired under IC 4-22-2.5, effective January 1, 2008.)*

511 IAC 5-2-3 Applicability

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-24; IC 20-26-15; IC 20-31-8; IC 20-32-8

Sec. 3. (a) The following shall participate in the ISTEP program:

(1) A nonpublic school seeking accreditation, including a freeway school unless the school has an approved optional assessment under IC 20-26-15.

(2) A charter school under IC 20-24.

(3) A school operated by the state of Indiana.

(4) A school corporation.

(b) A school that participates in the ISTEP shall administer the following tests and assessments as appropriate to the grade levels in the school:

(1) ISTEP tests in English language arts and mathematics in grades 3, 4, 5, 6, 7, and 8.

(2) ISTEP tests in science in grades 4 and 6.

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- (3) ISTEP tests in social studies in grades 5 and 7.
- (4) The graduation examination, consisting of the following Core 40 end of course assessments:
 - (A) Algebra I.
 - (B) English 10.
- (5) The Biology I Core 40 end of course assessment to fulfill the federal high science testing requirement.
- (6) Each Core 40 end of course assessment used for accountability purposes under IC 20-31-8.
- (c) Core 40 end of course assessment shall be administered to a student when the student completes the corresponding course.
- (d) A student with a disability under 511 IAC 7 shall participate in the ISTEP program as required by federal law.
- (e) A student:
 - (1) whose primary language is other than English; and
 - (2) who is a student with limited English proficiency;

shall participate in the ISTEP program as required by federal law.

(f) The building principal must document the exemption of a student from participation in the ISTEP program in the student's permanent educational record. For a student under subsection (d), the student's participation must be included in the student's IEP as defined under 511 IAC 7. For a student under subsection (e), the student's participation must be included in the student's individual learning plan. (*Indiana State Board of Education; 511 IAC 5-2-3; filed May 4, 1988, 8:40 a.m.: 11 IR 3037; filed Nov 13, 2000, 8:01 a.m.: 24 IR 994; readopted filed Oct 12, 2001, 12:55 p.m.: 25 IR 937; filed Dec 2, 2001, 12:22 p.m.: 25 IR 1148; filed Jun 17, 2003, 9:30 a.m.: 26 IR 3645; readopted filed Nov 4, 2009, 12:03 p.m.: 20091202-IR-511090701RFA; filed Dec 21, 2010, 10:09 a.m.: 20110119-IR-511090358FRA; errata filed Feb 28, 2011, 9:57 a.m.: 20110316-IR-511090358ACA*)

511 IAC 5-2-4 Accommodations

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-31-4; IC 20-31-11; IC 20-32-5; IC 20-32-8; IC 20-35

Sec. 4. (a) The case conference committee may determine that a testing accommodation is necessary for a student, who is a student with a disability under 511 IAC 7, to take the test. The accommodation must be documented in the student's individualized education program as defined in 511 IAC 7, the student's permanent educational record, and on the appropriate ISTEP document.

(b) For a student who has an unusual condition that significantly impairs the student's ability to take the test, but to whom subsection (a) does not apply, the building principal or principal's designee shall ensure that determinations about testing accommodations are made. Examples of these conditions range from temporary disabling conditions, such as a broken arm, to chronic conditions that affect motor ability, such as cerebral palsy. The accommodation must be documented in the student's permanent educational record and on the appropriate ISTEP document.

(c) The building principal or principal's designee may determine that a testing accommodation is necessary for a student whose primary language is a language other than English and who is a student with limited English proficiency. The accommodation must be documented in the student's permanent educational record and on the appropriate ISTEP document.

(d) Subject to the requirements of federal law, IC 20-35, and the ISTEP program manual, testing accommodations include, but are not limited to:

- (1) adaptive equipment;
- (2) braille;
- (3) increased testing time;
- (4) large print; and
- (5) a test assistant to fill in the answers indicated by the student on the answer document.

(*Indiana State Board of Education; 511 IAC 5-2-4; filed May 4, 1988, 8:40 a.m.: 11 IR 3038; readopted filed Oct 12, 2001, 12:55 p.m.: 25 IR 937; filed Dec 2, 2001, 12:30 p.m.: 25 IR 1147; filed Jun 17, 2003, 9:30 a.m.: 26 IR 3645; errata filed Jul 11, 2005, 10:00 a.m.: 28 IR 3306; readopted filed Nov 28, 2011, 3:20 p.m.: 20111228-IR-511110558RFA*)

511 IAC 5-2-4.5 Alternate assessment based on alternate achievement standards in lieu of ISTEP+

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-32-5

Sec. 4.5. (a) The case conference committee may determine that a student with a significant cognitive disability will be assessed on alternate achievement standards using the Indiana Standards Tool for Alternate Reporting (ISTAR) in lieu of being assessed with ISTEP+.

(b) The case conference committee's determination must be based upon the criteria in subsection (c), and the case conference committee must document on the student's individualized education program that the student satisfies each criterion.

(c) The case conference committee must find and document that the following criteria are satisfied in order for the student to be assessed on alternate achievement standards:

(1) There is empirical evidence of a significant cognitive disability that prevents the student from achieving Indiana's academic standards necessary to attain a high school diploma. Empirical evidence includes, but is not limited to, formal testing results and other evaluative data.

(2) There are data to show that the student is unable to acquire, maintain, generalize, and apply academic skills across environments even with:

- (A) extensive;
- (B) intensive;
- (C) pervasive;
- (D) frequent; and
- (E) individualized;

instruction in multiple settings.

(3) The student's individualized education program:

- (A) includes goals and objectives that focus primarily on functional achievement indicators; and
- (B) demonstrates that the student's present level of performance significantly impedes the student's participation in and completion of the general education curriculum even with significant program modifications.

(d) The case conference committee's determination that the student will be assessed with ISTAR on alternate achievement standards cannot be based on factors other than cognitive functioning. Specifically, the case conference committee's determination may not be based on any of the following:

- (1) Excessive or extensive absences.
- (2) Social, cultural, or economic differences.
- (3) The mere existence of an individualized education program.
- (4) Identification in a specific disability category.
- (5) A specific special education placement or services.
- (6) Emotional, behavioral, or physical challenges.
- (7) The student's anticipated score on ISTEP+.
- (8) The school's concern about the calculations of adequate yearly progress.

(Indiana State Board of Education; 511 IAC 5-2-4.5; filed Apr 20, 2005, 2:00 p.m.: 28 IR 2692; readopted filed Nov 28, 2011, 3:20 p.m.: 20111228-IR-511110558RFA)

511 IAC 5-2-5 Responsibilities (Expired)

Sec. 5. *(Expired under IC 4-22-2.5, effective January 1, 2008.)*

511 IAC 5-2-6 Private schools (Expired)

Sec. 6. *(Expired under IC 4-22-2.5, effective January 1, 2008.)*

Rule 3. Graduation Examination

511 IAC 5-3-1 Definitions (Repealed)

Sec. 1. *(Repealed by Indiana State Board of Education; filed Dec 21, 2010, 10:03 a.m.: 20110119-IR-511090356FRA)*

511 IAC 5-3-2 Completion of Core 40

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-30-10-1; IC 20-32-4

Sec. 2. Before July 1, 2010, a student who does not receive a passing score on the graduation examination may be eligible to graduate if the principal of the school the student attends certifies that the student will, within one (1) month of the student's scheduled graduation date, complete all components of the Core 40 curriculum established under IC 20-30-10-1 with a grade of "C" or higher in all required and directed elective courses. *(Indiana State Board of Education; 511 IAC 5-3-2; filed Aug 20, 1997, 3:20 p.m.: 21 IR 82; readopted filed Jul 23, 2003, 10:15 a.m.: 26 IR 3960; errata filed Jul 11, 2005, 10:00 a.m.: 28 IR 3306; filed Dec 21, 2010, 10:03 a.m.: 20110119-IR-511090356FRA)*

511 IAC 5-3-3 Appeal of graduation examination results (Repealed)

Sec. 3. *(Repealed by Indiana State Board of Education; filed Mar 27, 2000, 9:04 a.m.: 23 IR 2000)*

511 IAC 5-3-4 Definition of grade 10 (Repealed)

Sec. 4. *(Repealed by Indiana State Board of Education; filed Dec 21, 2010, 10:03 a.m.: 20110119-IR-511090356FRA)*

Rule 4. National and International Assessments

511 IAC 5-4-1 National assessment for educational progress

Authority: IC 20-32-5-21

Affected: IC 20-32-5

Sec. 1. Public schools and accredited nonpublic schools shall participate, if selected, in national assessment of educational progress testing. *(Indiana State Board of Education; 511 IAC 5-4-1; filed Jun 21, 2001, 3:09 p.m.: 24 IR 3650; readopted filed Nov 20, 2007, 11:36 a.m.: 20071219-IR-511070386RFA; readopted filed Dec 2, 2013, 3:26 p.m.: 20140101-IR-511130419RFA)*

511 IAC 5-4-2 International mathematics and science study

Authority: IC 20-32-5-21

Affected: IC 20-32-5

Sec. 2. Public schools and accredited nonpublic schools shall participate, if selected, in international mathematics and science study testing. *(Indiana State Board of Education; 511 IAC 5-4-2; filed Jun 21, 2001, 3:09 p.m.: 24 IR 3650; readopted filed Nov 20, 2007, 11:36 a.m.: 20071219-IR-511070386RFA; readopted filed Dec 2, 2013, 3:26 p.m.: 20140101-IR-511130419RFA)*

Rule 5. Test Integrity and Security Procedures

511 IAC 5-5-1 Applicability

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-31-4; IC 20-31-11; IC 20-32

Sec. 1. This rule applies to the administration of the Indiana stateside *[sic]* testing for educational progress (ISTEP), Indiana modified achievement standards test (IMAST), and end-of-course assessments (ECAs) to protect the integrity and achieve the

intended purposes of IC 20-32. (*Indiana State Board of Education; 511 IAC 5-5-1; filed Feb 6, 2012, 3:02 p.m.: 20120307-IR-511110404FRA*)

511 IAC 5-5-2 Definitions

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-31-4; IC 20-31-11; IC 20-32-5-1

Sec. 2. The following definitions shall apply throughout this rule:

(1) "Code of ethical practices and procedures" means the moral and principled practice of handling, training, and administering assessment materials that protects the security and overall integrity of systematic assessments as set forth in section 3 of this rule.

(2) "Integrity breach" means any action that undermines the integrity and/or inhibits the effectiveness of the ISTEP from achieving the purposes set forth in IC 20-32-5-1. An integrity breach includes, but is not limited to, any security breach, testing irregularity, testing administration breach, and violation of the code of ethical practices and procedures.

(3) "Intellectual property right" means any applicable copyright or trademark that may be contained in test and test preparation materials.

(4) "Security breach" means the failure to observe/follow the documented procedures established to protect, maintain, and implement the testing process, such as the code of ethical practices and procedures, testing security and integrity agreement, and procedures prescribed in the testing manuals by any person administering or assisting with the administration of a systematic assessment.

(5) "Standard conditions" mean the prescribed procedures to be followed during the administration of a specific assessment as specified in the code of ethical practices and procedures and the ISTEP program manual.

(6) "Testing administration breach" means the failure to follow the documented test administration procedures that could alter the results or testing environment of the assessment for one (1) or more students, including, but not limited to, timing an untimed test and not implementing required accommodations.

(7) "Testing irregularity" means any unexpected event that significantly disrupts the testing environment of two (2) or more students, including, but not limited to, the sounding of the fire alarm or power outage.

(8) "Testing security and integrity agreement" means the agreement required under 511 IAC 5-6-5 [*sic*].

(*Indiana State Board of Education; 511 IAC 5-5-2; filed Feb 6, 2012, 3:02 p.m.: 20120307-IR-511110404FRA*)

511 IAC 5-5-3 Code of ethical practices and procedures

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-28-5-7; IC 20-31-4; IC 20-31-11; IC 20-32-5-1; IC 20-32-8

Sec. 3. (a) The department shall develop and publish a code of ethical practices and procedures (code) that addresses special concerns regarding appropriate professional practices within the ISTEP, IMAST, and ECAs.

(b) The school shall provide a copy of the code to all school personnel who may be involved with any part of handling, coordinating, or administering ISTEP, IMAST, or ECA. School personnel shall review and be familiar with the procedures and activities described in the code.

(c) Failure to comply with the code, once established and published, may constitute evidence of an integrity breach.

(d) Any allegations of a breach of the code shall be reported immediately to the department according to the protocol established under section 4 of this rule.

(e) An integrity breach may result in an action under IC 20-28-5-7 for the suspension or revocation of a license.

(f) The department shall have the authority to enforce intellectual property laws to ensure the integrity of the assessments.

(*Indiana State Board of Education; 511 IAC 5-5-3; filed Feb 6, 2012, 3:02 p.m.: 20120307-IR-511110404FRA*)

511 IAC 5-5-4 Protocol for reporting and investigating alleged breaches or irregularities

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-28-5-7; IC 20-31-4; IC 20-31-11; IC 20-32

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Sec. 4. (a) The department shall develop and publish a protocol (protocol) for reporting and investigating alleged breaches or irregularities.

(b) Any allegations of cheating, security breach, testing administration breach, intellectual property right infringement, loss of materials, or other deviation from acceptable and ethical security and test integrity procedures shall be reported immediately to the department according to the protocol described in subsection (a).

(c) Failure to comply with the protocol described in subsection (a) may constitute evidence of an integrity breach. (*Indiana State Board of Education; 511 IAC 5-5-4; filed Feb 6, 2012, 3:02 p.m.: 20120307-IR-511110404FRA*)

511 IAC 5-5-5 Indiana testing security and integrity agreement

Authority: IC 20-19-2-8; IC 20-32-5-22

Affected: IC 20-31-4; IC 20-31-11; IC 20-32

Sec. 5. (a) The department shall develop and publish an Indiana testing security and integrity agreement (testing integrity agreement).

(b) Any individual who administers, handles, or has access to secure test materials at the school or school corporation shall complete assessment training and sign a testing security and integrity agreement to remain on file in the appropriate building-level office each year.

(c) Each individual required to sign the testing integrity agreement under this rule shall sign the form by the date established and included on the testing integrity agreement.

(d) The school shall retain the form for a minimum of two (2) years from the date of signing.

(e) Failure to comply with the terms of the testing integrity agreement may constitute evidence of an integrity breach. (*Indiana State Board of Education; 511 IAC 5-5-5; filed Feb 6, 2012, 3:02 p.m.: 20120307-IR-511110404FRA*)

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