

## SUMMARY STATEMENT

*Ramlow v. Mitchell*

Docket No. 51721

Nichloas Roddy Ramlow's appeal stems from a dispute over where to enroll in school the minor child he shares with Amanda Mitchell. Ramlow filed a petition with the district court that sought a declaratory judgment and writ of mandamus to order then-school secretary of Bryan Elementary School, Miriam McBenge, to enroll the child in Bryan Elementary. At the time, the child was enrolled in a different elementary school in Pinehurst, Idaho, where the child lived with Mitchell.

McBenge and Mitchell moved to dismiss Ramlow's petition under Idaho Rule of Civil Procedure 12(b)(8), arguing that the magistrate court could resolve the issues raised by Ramlow in the underlying child custody case. The district court dismissed Ramlow's petition under Rule 12(b)(8) after it determined the main issue was where the child would be enrolled in school. The court noted that Ramlow and Mitchell had a child custody case pending before the magistrate court since 2016, and that the magistrate court was in the best position to resolve this issue.

Ramlow appealed to this Court. He withdrew his appeal of the district court's denial of his request for a writ of mandamus, the only issue on appeal related to McBenge. He raised multiple arguments related to his parental rights; however, he did not address how the district court erred by dismissing his petition with respect to Mitchell. The Idaho Supreme Court affirmed the district court's decision to dismiss Ramlow's petition, finding the district court properly exercised its discretion in determining that the magistrate court was in the best position to resolve the issues related to the child's schooling.

***\*\*\*This summary constitutes no part of the opinion of the Court, but has been prepared by court staff for the convenience of the public\*\*\****