

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Westport Board of Education

Appearing on behalf of the Student: Attorney David C. Shaw
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Bloomfield, CT 06002

Appearing on behalf of the Board: Attorney Marsha Belman Moses
Berchem, Moses and Devlin, P.C.
75 Broad Street
Milford, CT 06460

Appearing before: Attorney Christine B. Spak
Hearing Officer

FINAL DECISION AND ORDER

This matter began in November 2004 before a hearing officer who recused herself after the first day of hearing for matters unrelated to this case. The hearing proceeded before the current hearing officer beginning with a hearing date on December 9, 2004. The Student filed another case against the Board, numbered 04-379 which was assigned to another hearing officer. The Board filed a Motion to Consolidate, and, in accordance with the law the two hearing officers conferred and agreed that the matters should be consolidated into this case (No. 03-334). On January 6, 2005 the parties were informed of this on the record and there was agreement that to make the record more understandable the parties would refile their respective Motion and Objection with the hearing officer in this case so that the record in this matter would be clear and complete. That was done and on January 13, 2005 the Board's Motion to Consolidate was granted in writing. On March 7, 2005, the sixteenth day of hearing, the parties informed the hearing officer that they were in settlement negotiations and requested time to pursue this. This request was granted and the parties reported back in the afternoon that the matter had been resolved and could be dismissed with prejudice.

FINAL DECISION AND ORDER

The matter is **DISMISSED WITH PREJUDICE**.