

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Board of Education

Appearing on behalf of the Parent:

Parent, *Pro se*

Appearing on behalf of the Board:

Abby Wadler, Esq.
Assistant Town Attorney
101 Fieldpoint Road
Greenwich, CT 06830

Appearing before:

Mary H.B. Gelfman, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Is the Student eligible for special education?
2. If so, is the Board responsible for reimbursing Parent's expense for evaluation and tuition?

PROCEDURAL HISTORY:

This hearing was requested on May 21, 2008, by the Parent and the Hearing Officer was appointed on May 22, 2008. A pre-hearing conference was held on June 12, and the hearing was scheduled to convene on July 10 and continue on July 29, 2008. On July 8, Parent informed the Hearing Officer that he and the Board were working on a settlement, and he requested that the July 10 hearing session be postponed. On July 29, the Board telecopied a signed copy of an agreement, in which Parent withdrew his request for hearing.

SUMMARY:

Parent requested classification of Student, who is five years old, as speech/language impaired on the basis of an independent evaluation, and requested reimbursement for the evaluation and for tuition paid for pre-school.

In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g and related regulations at 34 C.F.R. §

99, the following decision uses “Student”, “School”, “Parent”. And titles of school staff members and other witnesses in place of names and other personally identifiable information.

CONCLUSIONS OF LAW:

1. Section 10-76h, Connecticut General Statutes (C.G.S.), and related regulations at Section 10-76h, Regulations of Connecticut State Agencies, authorize an impartial hearing officer to conduct a special education hearing and to render a final decision in accordance with Sections 4-176e through 4-180a, inclusive, and Sections 4-181a of the C.G.S. Section 20 U.S.C. § 1415(f) and related regulations at 34 C.F.R. § 300.511 through § 300.520 also authorize special education hearings.

FINAL DECISION AND ORDER:

There being no issues in dispute between the parties and the request for hearing having been withdrawn by the Parent, this matter is DISMISSED.