

STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

Student v. Sherman Board of Education

Appearing on behalf of the Student: Parents, *Pro Se*

Appearing on behalf of the Board of Education: Attorney Frederick L. Dorsey
Attorney Melanie Dunn
Siegel O'Connor O'Donnell & Beck PC
150 Trumbull Street
Hartford, CT 06103

Appearing before: Attorney Janis C. Jerman, Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by Student via Request for Impartial Special Education Hearing dated May 25, 2010.¹ It was received by the Board of Education on that same date. The thirty-day resolution period ran through June 24 and the original deadline for mailing the final decision and order was August 8, 2010.

A pre-hearing conference was held on June 18. Student's Mother and Student's Father appeared on behalf of Student and Attorney Dunn appeared on behalf of the Board of Education. The following issue was identified: Whether Student continues to be eligible for Special Education?

The parties agreed to participate in mediation. Via e-mail dated June 21, Student's Mother requested an extension of the mailing date to give Student's Parents time to meet with their attorney and advocate in order to conduct the best mediation and/or hearing for their child. During the pre-hearing conference, Student's Parents indicated that their attorney and advocate are not available until July and that it is in Student's best interest to proceed to a hearing prior to the school year starting. After fully considering the positions of the parties, the request was granted and the deadline for mailing the final decision and order was extended until September 7.

Via e-mail dated June 21, Student's Mother filed a motion for stay-put. The Board of Education filed a timely objection on June 28. On July 1, the Hearing Officer found that the Individualized Educational Plan in effect immediately prior to the March 25 Planning and Placement Team Meeting serves as the current educational placement for stay-put and ordered stay-put in that placement.

¹ All dates are 2010 unless otherwise indicated.

The hearing was scheduled to convene on August 10. On August 3, Student's Mother indicated in writing that the parties had reached settlement agreement and requested to withdraw the due process request.

FINAL DECISION AND ORDER

In light of the above facts, the above-captioned case is hereby dismissed with prejudice.