

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. West Haven Board of Education

Appearing on behalf of the Student & Parents:

Attorney Andrew Feinstein
86 Denison Ave.
Mystic, CT 06355

Appearing on behalf of the Board:

Attorney Michelle Laubin
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, CT 06460

Appearing before:

Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Board failed to offer the Student FAPE for the 2009-10, 2010-11 and 2011-12 school years;
2. If not, whether the Board shall pay for the residential program at Vista, as well as the Vista evaluation;
3. Whether the Student is entitled to compensatory education.

PROCEDURAL HISTORY/DISCUSSION:

This request for hearing was received by the Board on July 18, 2011 and a prehearing conference convened on July 28, 2011. A mediation session was convened on August 16, 2011 which did not result in an agreement at that time.

The hearing convened on September 13, 2011 with the Parents' attorney, the Parents, the Board Director and the Board's attorney present. At the hearing, the parties finalized an agreement, and reported that the case was settled. The Parents' attorney requested that the case be withdrawn with prejudice. Therefore, this case is dismissed.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**, with prejudice.