

January 23, 2012

Final Decision and Order 12-0213

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Trumbull Board of Education

Appearing on behalf of the Parents: Attorney Marisa Mascolo  
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433 South Main Street, Suite 105  
West Hartford, CT 06110

Appearing on behalf of the Board: Attorney Amy Dion  
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 program offered to the Student for ESY 2011 was appropriate;
2. If not, whether the Parents' supplementary program for the Student for ESY 2011 was appropriate and shall be reimbursed;
3. Whether the Board's program for the Student for the 2011-12 school year is appropriate;
4. If not, whether the Parents shall be reimbursed for the private counseling, OT and PT services they provided to the Student;
5. Whether the Student is entitled to compensatory education;
6. Whether the Board's occupational therapy evaluation of the Student is appropriate;
7. Whether the Board shall pay for an independent evaluation of behavior and an OT evaluation for the Student.

**PROCEDURAL HISTORY/DISCUSSION:**

The first request for hearing filed by the Board (Case No. 12-0168) was received by the Parents on November 15, 2011 and a prehearing conference convened on November 23, 2012. Subsequently, on December 9, 2012, the Parents filed a request for hearing (Case No. 12-0213), and a prehearing conference convened on December 19, 2012. The two cases were consolidated on December 28, 2012 under Case No. 12-0213. On January 20, 2012, prior to the first hearing date of January 24, 2012 both parties submitted notification that the case was settled. Therefore, this matter is dismissed.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED**.