

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Greenwich Board of Education

Appearing on behalf of the Parent: Attorney David Shaw  
The Law Office of David Shaw, LLC  
34 Jerome Avenue, Suite 210  
Bloomfield, CT 06002

Appearing on behalf of the Board: Attorney Abby Wadler  
Assistant Town Attorney  
101 Field Point Road  
Greenwich, CT 06830

Appearing before: Robert L. Skelley, Esq., Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Greenwich Board of Education (“Board”) deny the Student a free and appropriate public education (“FAPE”) for the school years 2012-2013 and 2013-2014?
2. Did the Board fail to provide the Student with an appropriate extended school year (“ESY”) program for the summer 2013 ESY time frame?
3. Did the Board fail to properly respond to the Parent’s request for an independent educational evaluation (“IEE”), and if so, are the Parents entitled to reimbursement for the IEE conducted by their evaluator?
4. Is Eagle Hill School an appropriate placement for this Student, and if so, are the Parents entitled to reimbursement for their unilateral placement of the Student at Eagle Hill School?
5. Did the Board deny the Parents an opportunity to meaningfully participate by failing to convene a planning and placement team (“PPT”) meeting when the Parents requested they do so over the summer of 2013?

**PROCEDURAL HISTORY:**

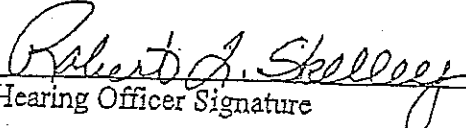
The Parents filed this complaint on September 26, 2013. A prehearing conference was held on October 26, 2013, from which the issues listed above were identified. The Parties agreed to mediation which was scheduled for November 13, 2013 and resulted in a tentative agreement. An initial due process hearing date had been set for November 25, 2013. The Parties requested that the November 25, 2013 due process hearing date be changed to allow the mediation agreement to be memorialized. After a series of dates were proposed and then changed due to the changing schedules of the Parties, a due process hearing was scheduled for December 27, 2013. On December 17, 2013 the Parents notified the hearing officer, in writing, that they were withdrawing their complaint with prejudice.

**FINAL DECISION AND ORDER:**

The Parents withdrew their complaint, with prejudice on December 17, 2013. With no further issues remaining, this matter is DISMISSED with prejudice.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).

  
Hearing Officer Signature

Robert L. Skelley, Esq.

Hearing Officer      Name in Print