

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Winchester Board of Education

Appearing on behalf of the Parent:

*pro se*

Appearing on behalf of the Board:

Mark Sommaruga, Esq.  
Pullman and Comley, LLC  
90 State House Square  
Hartford, CT 06103

Appearing before:

Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board properly classify Student's category of special need?
2. Did the Board provide appropriate programs for Student in the 2011-2012, 2012-2013 and 2013-2014 school years?
3. Did the Board provide appropriate support services for Student?
4. Did the Board promptly and properly conduct all evaluations, including the triennial evaluation?
5. Do the circumstances warrant compensatory education?

**PROCEDURAL HISTORY/SUMMARY:**

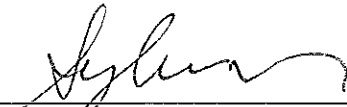
The Parent filed the Due Process Complaint and Request for Hearing on October 7, 2013. The Hearing Officer was appointed on October 17, 2013 and conducted a Prehearing Conference on October 30, 2013. The hearing was scheduled for December 6, 2013. On November 26, 2013, the Parent requested a postponement of the hearing date because the parties were near final written agreement of the issues in dispute. The Parent's request was granted and the hearing date was postponed to December 13, 2013. On December 11, 2013, the parties jointly reported to the Hearing Officer that the parties had completely resolved their disagreement and that the Parent was withdrawing the Due Process Complaint with prejudice.

**FINAL DECISION AND ORDER:**

The 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).



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Hearing Officer Signature

Sylvia Ho

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Hearing Officer                  Name in Print