

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Greenwich Board of Education

Appearing on behalf of the Parent: Attorney Meredith Braxton
Meredith Braxton, Esq., LLC
280 Railroad Avenue, Ste. 205
Greenwich, CT 06830

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

Appearing before: Justino Rosado, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Should the Board reimburse the Parents for the cost of the assistive technology services provided by the Parents for the summer of 2013 and the 2013-2014 school year?
2. Should the Board reimburse the Parents for the cost of the assistive technology services provided by the Parents for the summer of 2014?
3. Was the program provided by the Board for the 2014-2015 school year appropriate and did it provide the student with a free and appropriate public education (FAPE) in the least restrictive environment (LRE)?
4. Should the Board reimburse the Parents for their unilateral placement of the Student at the Greenwich Education Group (GEG) for the 2014-2015 school year?
5. Does the program proposed by the Board for the 2015-2016 school year provide the student with FAPE in the LRE?

SUMMARY AND PROCEDURAL HISTORY:

The Student has been identified as Speech or Language Impaired and is entitled to receive FAPE as defined in the Individuals With Disabilities Education Improvement Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq.

At a planning and placement team (PPT) meeting, the Parents rejected the program offered by the Board for the 2015-2016 school year. The Parents requested continued placement of the Student at the Greenwich Education Group. The Board refused the Parents' request. On April 15, 2015, the Board received notice of the Parents' request for due process. The parties agreed to a resolution meeting. The resolution meeting date was May 6, 2015.

An impartial hearing officer was appointed on July 18, 2014 and a pre-hearing conference was held on April 22, 2015. A hearing date of June 30, 2015 was chosen by the parties.

In an electronic transmission, the parties advised the hearing officer that they were able to resolve the matter in the resolution meeting, but needed additional time to finalize the agreement. In an electronic transmission, the Parents' attorney advised the hearing officer that the agreement had been executed and they were withdrawing their request for an impartial hearing regarding the 2013-2014 and 2014-2015 school years, including ESY, with prejudice; and withdrawing their request for an impartial hearing regarding the appropriateness of the IEP proposed for the 2015-16 school year without prejudice.

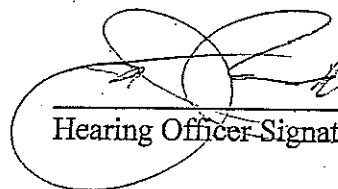
The date for the mailing of the Final Decision and Order was extended to accommodate the hearing date. The date for mailing the Final Decision and Order is July 29, 2015.

FINAL DECISION AND ORDER:

- 1. ISSUES 1 THROUGH ISSUE 4 ARE DISMISSED WITH PREJUDICE.**
- 2. ISSUE 5 IS DISMISSED WITHOUT 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

Justino Rosado
Hearing Officer Name in Print