

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student and Wilton Board of Education

Appearing on behalf of the Student: Attorney Jennifer Laviano
The Law Offices of Jennifer Laviano, LLC
76 Route 37 South
Sherman CT 06784

Appearing on behalf of the Board of Education: Attorney Andreana Bellach
Shipman & Goodwin LLP
300 Atlantic Street
Stamford CT 06901 3522

Appearing before: Attorney Ann F. Bird
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board of Education offer the Student a free appropriate public education for the 2014/2015, 2015/2016 and/or 2016/2017 School Years?
 - a. If so, is the Our Lady of Fatima program appropriate?
 - b. If so, should the Student be placed at Our Lady of Fatima and/or reimbursed for the expense of Our Lady of Fatima?
 - c. If not, is the Student entitled to compensatory education services?
2. If the Board of Education did not offer the Student a free appropriate public education during the relevant time, should the Student be reimbursed for:
 - a. The Center for Growth & Child Development services for the 2015/2016 School Year; and/or
 - b. BCBA services for the 2016/2017 School Year?
3. Should the Student be reimbursed for the Mayville evaluation?

PROCEDURAL HISTORY:

The Student requested a special education due process hearing in the above-captioned matter on October 3, 2016. This Impartial Hearing Officer was appointed to hear the case on October 5, 2016. A telephonic pre-hearing conference was convened on October 20, 2016. Attorney Jennifer Laviano appeared on behalf of the Student and Attorney Andreana Bellach appeared on behalf of the Board of Education. An evidentiary hearing was scheduled for December 23, 2016.

On October 20, 2016, the Student submitted a written request for a thirty-day postponement and extension of the timelines to conduct the hearing and to file the final decision in this case to

January 12, 2017

Final Decision and Order 17-0160

January 13, 2017. The Board of Education agreed to the requested postponement and it was granted.

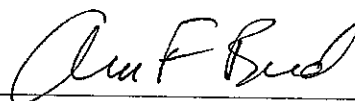
On January 11, 2017, the Student requested that the matter be withdrawn or dismissed without prejudice.

FINAL DECISION AND ORDER:

It is ordered that the Student's request is granted and the matter 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

ANN F BIRD

Hearing Officer Name in Print