

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Greenwich and Norwalk Boards of Education

Appearing on behalf of the Parent: Jennifer Laviano, Esq.  
The Law Offices of Jennifer  
Laviano, LLC  
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Appearing on behalf of the Greenwich Board: Andreana Bellach, Esq.  
Shipman & Goodwin, LLP  
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Stamford, CT 06901-3522

Appearing on behalf of the Norwalk Board: Michael P. McKeon, Esq.  
Pullman & Comley, LLC  
90 State House Square  
Hartford, CT 06103-3702

Appearing before: Patrick L. Kennedy, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Has the Greenwich BOE failed to provide the Student with FAPE for the 2016-17, 2017-18 or 2018-19 school years?
2. Has the Norwalk BOE failed to provide the Student with FAPE for 2016-17, 2017-18 or 2018-19 school years?
3. If the Greenwich BOE has failed to provide FAPE, is Winston Prep an appropriate placement for the Student?
4. If so, should the Greenwich BOE be ordered to reimburse the Parents for the cost of the unilateral placement at Winston Prep?
5. If either or both of the Districts has failed to provide FAPE, should they be ordered to provide compensatory education?

**SUMMARY AND PROCEDURAL HISTORY:**

Case 19-0144 was commenced by the parents by request received by both Boards on September 11, 2018. A prehearing conference was held on October 2, 2018. At the prehearing conference, hearing dates were set for December 10, 2018; December 13, 2018 and December 20, 2018 and the decision date was determined to be November 23, 2018. The hearing dates were eventually cancelled and the decision date extended to August 21, 2019

On June 29, 2019, the undersigned hearing officer was advised by the attorney for the Parents that they had reached a settlement in the case with the Greenwich Board of Education only and the matter should therefore be dismissed with prejudice as to that Board. The undersigned subsequently issued an order dismissing the matter against the Greenwich Board of Education only. On August 7, 2019, the undersigned hearing officer was advised by the attorney for the Parents that they had reached a settlement in the case as to the Norwalk Board of Education and that the matter should therefore be dismissed with prejudice against that Board as well.

**FINAL DECISION AND ORDER:**

The matter is dismissed with prejudice.