

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT on behalf of STUDENT,

v.

PLUMAS UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2009100925

ORDER GRANTING REQUEST TO
CHANGE HEARING LOCATION

On October 20, 2009, the Office of Administrative Hearings (OAH) issued an order scheduling a hearing in this matter on December 16, 2009, at the District's offices in Quincy, California. On November 12, 2009, District filed a motion to change the hearing location.¹ Student filed a response, but it did not address the request to change the hearing location.

A hearing must "be held at a time and place reasonably convenient to the parent or guardian and the pupil." (Ed. Code, § 56505, subd. (b).)

District contends that there is no appropriate space to accommodate the hearing at the location in Quincy. It proposes moving the hearing to the Superior Court in Greenville, California. It contends that this proposed location is 13 miles from Student's home, in contrast with Quincy, which is over 40 miles from his home. In addition, District contends that many of the witnesses who will testify are in Greenville, which is the location of Student's school. District also claims that travel to Quincy may be difficult due to winter driving conditions.

Student did not file any response to District's request to move the hearing location. As a result, Student waived any objection to the request. Based on the proximity of Greenville to Student's home and school, District has established that it is reasonably convenient to Student and his parent to hold the hearing in Greenville, California.

ORDER

1. The hearing shall be held in Greenville, California.
2. District shall make arrangements to obtain a suitable hearing room in Greenville. The hearing room shall have a table for the Administrative Law Judge, a table

¹ District also filed a motion to continue the hearing, which is addressed in a separate order.

for the witnesses in close proximity to the ALJ's table, and a table for each party facing the ALJ's table.

3. District shall inform OAH of the hearing location in writing no later than 5:00 p.m. on December 2, 2009.

Dated: November 30, 2009

/s/

JUDITH A. KOPEC
Presiding Administrative Law Judge
Office of Administrative Hearings