BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. DOWNEY UNIFIED SCHOOL DISTRICT.	OAH CASE NO. 2010060613 ORDER VACATING DATES AND SETTING STATUS CONFERENCE

On August 16, 2011, the parties provided proof that they had entered into a settlement agreement outside of mediation that was contingent on school board approval. It is anticipated that the settlement agreement will be discussed at the next school board meeting on September 20, 2011. The parties requested a status check on November 21, 2011. However, this is assumed to be a typographic error, as there is no justification for a 60-day delay. If the agreement is approved, the matter should be dismissed immediately. If the agreement is not approved, the hearing must immediately be put back on calendar. Actual payment of attorney fees is not good cause for any delay. Accordingly, all dates are vacated and this matter is calendared for a telephonic status conference at 10:00 a.m. on September 28, 2011. It is expected that upon confirmation of board approval, the party that requested the due process hearing will file a notice of withdrawal with OAH so that the status conference can be taken off calendar and the matter closed.

IT IS SO ORDERED.

Dated: August 17, 2011

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge
Office of Administrative Hearings