

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Consolidated Matters of:

PARENT ON BEHALF OF STUDENT,

v.

PALO ALTO UNIFIED SCHOOL  
DISTRICT,

OAH CASE NO. 2010070435

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PALO ALTO UNIFIED SCHOOL  
DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011030401

ORDER DENYING REQUEST FOR  
EXTENSION OF TIME TO FILE  
CLOSING BRIEF

On June 7, 2011, Father, on behalf of Student, filed a request for an extension of time until June 20, 2011, to file Student's closing brief in this matter. On June 8, 2011, the Palo Alto Unified School District (District) filed an opposition to Student's request.

At the close of the hearing, April 20, 2011, the matter was continued to May 16, 2010, for submission of closing briefs. On or about May 5, 2011, the Superior Court of Santa Clara County ordered that neither Parent could make decisions about Student's school without court approval. On May 13, 2011, the undersigned Administrative Law Judge issued an order continuing the briefing schedule until the Superior Court of Santa Clara County issued an order regarding who possessed Student's educational rights. On May 27, 2011, the Superior Court of Santa Clara County appointed a guardian ad litem for Student, who then authorized Father to represent Student for the remainder of this due process matter. On June 3, 2011, a status conference was convened to schedule the submission of closing briefs, and the matter was continued until June 13, 2011, for the submission of closing briefs.

Father requests additional time to file Student's closing brief due to "an enormous work schedule." The District opposes the request, asserting that Student has not established good cause because the briefing schedule has already been delayed nearly a month due to the conservatorship proceeding.

Student's request for an extension of time to file a closing brief is denied as Father should have known his work schedule at the June 3, 2011 status conference when the briefing schedule was agreed to by the parties. Further, the parties have had an additional month to complete the closing briefs, which were originally due on May 16, 2011. Therefore, any closing brief shall be filed by 5:00 p.m. on Monday June 13, 2011.

IT IS SO ORDERED.

Dated: June 10, 2011

/s/

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PETER PAUL CASTILLO  
Administrative Law Judge  
Office of Administrative Hearings