

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

IRVINE UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2010120931

ORDER GRANTING JOINT REQUEST
FOR CONTINUANCE AND SETTING
NEW MED/PHC/HRG DATES

On April 13, 2011, the parties filed a joint request for a second continuance in this case. The parties explain that they are conducting additional assessments for Student and request a one-month continuance in order to complete the assessments and hold an individualized education program meeting before mediating the issues.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) Speedy resolution of the due process hearing is mandated by law and continuance of the hearing may be granted only upon a showing of good cause. (Ed. Code, § 56505, subd. (f)(3).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, rule 3.1332 .) Generally, continuances of matters are disfavored. (Cal. Rules of Court, rule 3.1332(c).)

OAH has reviewed the request for good cause and the request is:

Granted. All dates are vacated.

Mediation:	May 11, 2011, at 11:30 a.m.
Prehearing Conference:	June 6, 2011, at 1:30 p.m.
Due Process Hearing:	June 14-16, 2011, starting at 9:30 a.m. on June 14

IT IS SO ORDERED.

Dated: April 14, 2011

/s/

DARRELL LEPKOWSKY
Administrative Law Judge
Office of Administrative Hearings