

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

CAPISTRANO UNIFIED SCHOOL  
DISTRICT,  
v.  
PARENTS ON BEHALF OF STUDENT.

OAH CASE NO. 2011030815

ORDER GRANTING REQUEST FOR  
CONTINUANCE AND SETTING  
MED/PHC/HRG

On April 6, 2011, the parties filed a joint request to continue the dates in this matter. This is the first request for continuance filed by either party in this case.

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. This matter will be set as follows:

Mediation:	May 26, 2011, at 1:00 PM
Prehearing Conference:	June 20, 2011, at 10:00 AM
Due Process Hearing:	July 5, 6 & 7, 2011

IT IS SO ORDERED.

Dated: April 6, 2011

/s/

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SUSAN RUFF  
Administrative Law Judge  
Office of Administrative Hearings