

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

CHULA VISTA ELEMENTARY SCHOOL
DISTRICT.

OAH CASE NO. 2011031306

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
PHC/HRG

On May 11, 2011, the parties filed a joint request to continue the hearing and prehearing conference dates in this matter.

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. The hearing and prehearing conference dates are vacated. This matter will be set as follows:

Prehearing Conference: June 13, 2011, at 1:30 PM

Due Process Hearing: June 20 – 23, 2011

IT IS SO ORDERED.

Dated: May 11, 2011

/s/

SUSAN RUFF
Administrative Law Judge
Office of Administrative Hearings