

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

HAYWARD UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011040086

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
STATUS CONFERENCE

On May 31, 2011, the parties filed a request to continue the status conference in this matter on the ground that the Governing Board of the Hayward Unified School District would be considering approval of the parties' settlement at a board meeting on June 22, 2011. This matter was originally set for a status conference on June 1, 2011.

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, the Office of Administrative Hearings (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:

Status Conference: June 29, 2011, at 10:00 AM

IT IS SO ORDERED.

Dated: June 1, 2011

/s/

BOB VARMA
Administrative Law Judge
Office of Administrative Hearings