

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SULPHUR SPRINGS UNION SCHOOL
DISTRICT.

OAH CASE NO. 2011040657

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
PHC/HRG

On June 1, 2011, the parties filed a stipulated request for a continuance to mutually agreed dates that will result in the hearing occurring approximately six months from the date of filing. The parties did not request a mediation date.

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 for good cause. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3); see also 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. Given the length of the continuance, no further continuance requests are contemplated. Should the parties desire OAH mediation services, they need only request one on a mutually agreed date. The failure to attend a mediation will not justify further continuances. This matter will be set as follows:

Prehearing Conference: October 5, 2011 at 1:30 PM

Due Process Hearing: October 17-19, 24-25, 2011 at 1:30 PM on October 17&24, 9:30 AM all other days.

IT IS SO ORDERED.

Dated: June 01, 2011

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge (acting)
Office of Administrative Hearings