

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011040947

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
PHC/HRG

On September 7, 2011, the parties filed a stipulated second request for a continuance to agreed dates on the ground that they wanted additional time to attempt settlement following an interim agreement and IEP team meeting.

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).) 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. Further continuances are not contemplated, as the parties have had ample time to settle the matter. This matter will be set as follows:

Prehearing Conference: October 12, 2011 at 1:30 PM
Due Process Hearing: October 24-27, 2011 at 1:30 PM first day, 9:00 AM
after. NOTE – dates changed because OAH does
not calendar on Fridays as requested.

IT IS SO ORDERED.

Dated: September 07, 2011

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge
Office of Administrative Hearings