

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

BEAUMONT UNIFIED SCHOOL
DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011050682

ORDER GRANTING STUDENT'S
REQUEST TO OPEN HEARING TO
THE PUBLIC

On May 13, 2011, Beaumont Unified School District (District) filed a Request for Due Process Hearing (complaint), naming Student as the respondent. On May 17, 2011, the Office of Administrative Hearings (OAH) issued an order setting the matter for due process hearing on June 16, 2011. On May 31, 2011, Student's parents (Parents) filed a request to open the due process hearing to the public. District filed no response.

APPLICABLE LAW AND DISCUSSION

Parents representing a Student in a due process hearing have the right to open a due process hearing to the public. (34 C.F.R. § 300.512; Ed. Code, § 56501, subd. (c)(2).)

Here, Parents have made a request to open the hearing. Parents' request is granted, which means that the hearing is open to any members of the public, including District employees who wish to attend. An open hearing is also subject to any necessary limitations that may be imposed by the Administrative Law Judge conducting the hearing, such as limits on attendance by people who may appear as witnesses. The parties should plan on discussing the requirements of an open hearing at the prehearing conference.

IT IS SO ORDERED.

Dated: June 07, 2011

/s/

CARLA L GARRETT
Administrative Law Judge
Office of Administrative Hearings