

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

CAPISTRANO UNIFIED SCHOOL  
DISTRICT,

v.

PARENTS ON BEHALF OF STUDENT.

OAH CASE NO. 2011060080

ORDER GRANTING MOTION FOR  
CONTINUANCE AND SETTING  
MEDIATION, PREHEARING  
CONFERENCE AND DUE PROCESS  
HEARING

On June 15, 2011, counsel for Capistrano Unified School District filed with the Office of Administrative Hearings (OAH) a motion to continue and reset the initially scheduled hearing dates in the case based upon witness unavailability. On the same day, Parents filed with OAH a request to continue based upon the need to obtain attorney representation.

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).)

OAH has reviewed the requests for good cause and the requests are:

Granted. All dates are vacated. This matter will be set as follows:

Mediation: 07/14/2011, at 9:30 a.m.  
Trial Setting Conference: N/A  
Prehearing Conference: 08/01/2011, at 1:30 p.m.  
Due Process Hearing: 08/08/2011; 08/09/2011; 08/10/2011.

IT IS SO ORDERED.

Dated: June 17, 2011

/s/

TIMOTHY L. NEWLOVE  
Presiding Administrative Law Judge  
Office of Administrative Hearings