

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. 2011060719

ORDER GRANTING REQUEST TO
AMEND COMPLAINT

On June 15, 2011, Student filed a Due Process Hearing Request (complaint), naming Los Angeles Unified School District (District). On June 16, 2011, OAH issued a scheduling order setting Mediation on July 20, 2011, at 9:00 a.m.; prehearing conference (PHC) on August 3, 2011, at 10:00 a.m.; and Due Process Hearing on August 10, 2011, at 9:30 a.m. On June 27, 2011, Student filed an Amended Complaint which is construed as a Request to amend the complaint (amended complaint). No opposition was received from District.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

The motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

Dated: July 12, 2011

/s/

STELLA OWENS-MURRELL
Administrative Law Judge
Office of Administrative Hearings