

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

GARDEN GROVE UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011061230

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On June 27, 2011, Student's parents on behalf of Student filed a due process hearing request, naming Garden Grove Unified School District. On March 14, 2012, Student filed a motion to amend the due process hearing request (amended complaint). On March 15, 2012, the parties filed a joint stipulation to permit Student to file the amended complaint.

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: March 16, 2012

/s/

SUSAN RUFF
Administrative Law Judge
Office of Administrative Hearings