

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

LUCIA MAR UNIFIED SCHOOL  
DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011070196

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

On July 21, 2011, the parties filed a joint request for continuance due to unavailability of Lucia Mar Unified School District's (District) counsel and Parents' need to retain counsel.

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).) In ruling upon a motion for continuance, the Office of Administrative Hearings (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. **District's counsel is encouraged to use OAH's forms for joint requests for continuance.** This matter will be set as follows:

Mediation:	August 23, 2011, at 9:30 AM
Prehearing Conference:	September 19, 2011, at 1:30 PM
Due Process Hearing:	September 27–29, October 4–5, 2011, at 9:30 AM

IT IS SO ORDERED.

Dated: July 22, 2011

/s/

BOB VARMA  
Presiding Administrative Law Judge  
Office of Administrative Hearings