

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ROCKLIN UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2011070846

ORDER GRANTING REQUEST TO
CONTINUE PREHEARING
CONFERENCE

On October 28, 2011, the parties filed a request to continue the prehearing conference in this matter on the ground that they require additional time to execute a final settlement agreement. The parties did not request a continuance of the due process hearing.

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 as follows:

The prehearing conference shall take place on November 7, 2011, at 1:30 p.m. The parties shall file their prehearing conference statements no later than the close of business on November 3, 2011. All hearing dates remain as calendared.

IT IS SO ORDERED.

Dated: October 28, 2011

/s/

BOB VARMA
Presiding Administrative Law Judge
Office of Administrative Hearings