

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

FOLSOM CORDOVA UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011080062

ORDER DENYING STUDENT'S
REQUEST FOR RECONSIDERATION
OF AUGUST 17, 2011 ORDER

On August 17, 2011, the undersigned Administrative Law Judge issued an order finding that Student's complaint was insufficient and giving Student 14 days to file an amended complaint. On August 30, 2011, Student filed a Response to Insufficiency which seeks request for reconsideration on behalf of Student.

APPLICABLE LAW

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

DISCUSSION AND ORDER

Student alleges no new facts, circumstances, or law in support of the request for reconsideration. Student does allege facts to support the allegations contained in her complaint. But, this does not render the original complaint sufficient. Student should file an amended complaint which includes the facts alleged in her reconsideration request.

Accordingly, Student's request for reconsideration is denied.

IT IS SO ORDERED.

Dated: August 31, 2011

/s/

ROBERT HELFAND
Administrative Law Judge
Office of Administrative Hearings