

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. 2011100253

ORDER GRANTING STUDENT'S
MOTION TO AMEND COMPLAINT

On October 07, 2011, Student filed a Due Process Hearing Request (complaint), naming the Los Angeles Unified School District (District) as respondent. On February 24, 2012, Student filed a Request to Amend the Due Process Hearing Request (amended complaint). On February 24, 2012, District submitted a statement of non-opposition.¹

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).)² 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 09, 2012

/s/

CARLA L GARRETT
Administrative Law Judge
Office of Administrative Hearings

¹ District included its statement of non-opposition in a Stipulation of the Parties to Extend Filing Timeline for Prehearing Conference Documents.

² All statutory citations are to Title 20 United States Code unless otherwise indicated.