

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. 2011100433

ORDER GRANTING MOTION TO  
AMEND DUE PROCESS HEARING  
REQUEST

On October 12, 2011, Parent on behalf of Student (Student) filed a [Due Process Hearing Request] (complaint), naming Los Angeles Unified School District (District). On November 23, 2011, OAH granted the parties' joint request to continue the mediation, prehearing conference, and due process hearing. The due process hearing was continued to February 21, 2012 through February 23, 2012. On January 3, 2011, Student filed a Motion to Amend the Due Process Hearing Request (amended complaint). No opposition was received from District.

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: January 10, 2012

/s/

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EILEEN COHN

Administrative Law Judge

Office of Administrative Hearings