

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SAN FRANCISCO UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011110288

ORDER DENYING MOTION FOR
STATUS CONFERENCE

On November 22, 2011, Student filed a motion for status conference in which he advised that the parties had reached a tentative agreement. Specifically, District agreed to assess Student, and to continue the expulsion hearing to December 9, 2011. As such, Student requested the Office of Administrative Hearings (OAH) to vacate the mediation, prehearing conference, and due process hearing dates, currently scheduled for December 8, December 21, and December 21, 2011, respectively, and requested that OAH conduct a status conference after the December 9, 2011 expulsion hearing. District filed no opposition.

The only circumstance in which OAH will take a hearing “off calendar” is when the parties have executed a final settlement agreement that is subject to school board approval. OAH will only set status conferences or trial setting conferences in unusual circumstances, and a tentative agreement is not an unusual circumstance. The proper procedure for the parties is to request a continuance of all dates to mutually agreed dates consistent with OAH guidelines. This information is available on the OAH website.

Accordingly, Student’s motion is denied. All dates remain on calendar.

IT IS SO ORDERED.

Dated: December 06, 2011

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge
Office of Administrative Hearings