

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

WESTSIDE UNION ELEMENTARY
SCHOOL DISTRICT.

OAH CASE NO. 2011120031

ORDER GRANTING JOINT REQUEST
FOR CONTINUANCE AND SETTING
MED/PHC/HRG

On December 21, 2011, Student and the Westside Union Elementary School District (District) filed a joint request to continue the dates in this matter.

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, 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. All dates are vacated. This matter will be set as follows:

Prehearing Conference: February 15, 2012 at 1:30 p.m.
Due Process Hearing: February 27-29, 2012. The first day of hearing shall begin at 1:30 p.m. All subsequent days shall begin at 9:30 a.m., unless otherwise ordered.

IT IS SO ORDERED.

Dated: December 22, 2011

/s/

CARLA L. GARRETT
Administrative Law Judge
Office of Administrative Hearings