

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. 2012010115

ORDER GRANTING SECOND
REQUEST FOR CONTINUANCE AND
SETTING PHC/HRG

On March 16, 2012, the parties filed a second stipulated request for a continuance of the hearing dates on the ground that the parties believe they may be able to settle the matter with additional time for negotiations.

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 for good cause. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 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. However, further continuances are not contemplated, as the parties will have had ample time for settlement negotiations prior to hearing. All dates are vacated. This matter will be set as follows:

Prehearing Conference: April 25, 2012 at 1:30 PM
Due Process Hearing: May 7-10, 2012 at 1:30 PM first day, 9:00 AM
after.

IT IS SO ORDERED.

Dated: March 16, 2012

/s/

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