

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of:

PARENT ON BEHALF OF STUDENT,

OAH CASE NO. 2012010604

v.

ROCKLIN UNIFIED SCHOOL DISTRICT,

ROCKLIN UNIFIED SCHOOL DISTRICT,

OAH CASE NO. 2012020237

v.

PARENT ON BEHALF OF STUDENT.

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
MEDIATION, PREHEARING
CONFERENCE AND DUE PROCESS
HEARING

On March 28, 2012, the parties filed a stipulation regarding mediation and due process hearing dates in this matter. The Office of Administrative Hearings (OAH) treats this as a request to continue as the parties have proposed dates different than those currently calendared in this matter. The grounds for the parties' request to continue include a request for mediation, and other circumstances involving medical issues of Parent and scheduling issues for counsel. The grounds for a continuance, other than the request for mediation, are unique to the facts in this case.

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:

Mediation: April 10, 2012, at 9:30 AM
Prehearing Conference: April 30, 2012, at 1:30 PM
Due Process Hearing: May 7, 2012, at 1:30 PM, and May 8 – 10, 2012, at 9:30 AM

IT IS SO ORDERED.

Dated: March 28, 2012

/s/

BOB N. VARMA
Presiding Administrative Law Judge
Office of Administrative Hearings