

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES COUNTY OFFICE OF
EDUCATION.

OAH CASE NO. 2012010768

ORDER DENYING REQUEST FOR
CONTINUANCE

On February 20, 2012, the parties filed a request to continue this matter to April 2 – 5, 2012. In granting the request, the Office of Administrative Hearings (OAH) noted it could not accommodate the parties' requested dates and set the matter for hearing on May 8 – 10, 2012. On March 6, 2012, the parties filed another request to continue, asking to advance the dates to March 26 – 28, 2012.

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:

Denied. All prehearing conference and hearing dates are confirmed and shall proceed as calendared. OAH cannot accommodate the parties' requested dates.

IT IS SO ORDERED.

Dated: March 7, 2012

/s/

BOB VARMA
Presiding Administrative Law Judge
Office of Administrative Hearings