

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

SANTA CRUZ COUNTY OFFICE OF
EDUCATION,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2012010773

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
PREHEARING CONFERENCE AND
HEARING

On February 10, 2012, the parties 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, the Office of Administrative Hearings (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 (PHC): April 11, 2012 10:00 a.m.¹
Due Process Hearing: May 1-2, 2012 at 9:30 a.m.

IT IS SO ORDERED.

Dated: February 10, 2012

/s/

REBECCA FREIE
Administrative Law Judge
Office of Administrative Hearings

¹ The parties requested a PHC date of April 23, 2012, but there are no available times for PHCs that week or the preceding week.