

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. 2012031178

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

On April 6, 2012, the parties filed a first stipulated continuance request to continue the PHC and hearing to mutually agreed dates within 90 days. The parties did not mention the mediation date, so OAH assumed the parties want to retain the original date.

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. The mediation will proceed as originally calendared, however the PHC and hearing dates are vacated. This matter will be set as follows:

Mediation:	May 3, 2012 at 9:00 AM
Prehearing Conference:	July 25, 2012 at 10:00 AM
Due Process Hearing:	August 6-9, 2012 at 1:30 PM first day, 9:00 AM after.

IT IS SO ORDERED.

Dated: April 06, 2012

/s/

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