

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

KERN HIGH ROC SCHOOL DISTRICT.

OAH CASE NO. 2013010940

ORDER OF NO ACTION
CONCERNING DISTRICT'S MOTION
TO KEEP MATTER OPEN

Student filed this complaint with the Office of Administrative Hearings (OAH) on January 29, 2013. On March 15, 2013, OAH granted a continuance. On March 27, 2013, OAH issued an order allowing Student to amend the complaint. On May 13, 2013, the parties participated in a prehearing conference. Student's request for a continuance was denied at the prehearing conference, and the hearing remained as scheduled, to begin on May 22, 2013. On May 20, 2013, Student filed a request that OAH dismiss this case because Student wished to withdraw the case. Shortly after this was filed, District filed a Motion to Keep this Matter Open and Motion to Compel Settlement Agreement from Petitioner.

Upon receipt of a filing party's notice that the filing party is withdrawing a complaint, OAH loses jurisdiction, sends a notice of dismissal to the parties, and closes the matter. Once OAH received Student's withdrawal and request to dismiss this case, OAH no longer has jurisdiction. Accordingly, OAH will take no further action on District's motion.

Dated: May 20, 2013

/s/

JUDITH A. KOPEC
Division Presiding Administrative Law Judge
Office of Administrative Hearings