

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

PLEASANTON UNIFIED SCHOOL
DISTRICT AND TRI-VALLEY SPECIAL
EDUCATION LOCAL PLAN AREA.

OAH CASE NO. 2013020419

ORDER DENYING SELPA'S MOTION
TO DISMISS

On March 14, 2013, the Tri-Valley Special Education Local Plan Area (SELPA) filed a motion to be dismissed from this case. OAH has received no response to that motion from Student.

A review of the proof of service for the SELPA's motion reveals ambiguities about whether there was proper service of the moving papers on Student's counsel. The fax number for Student listed on the proof of service is incorrect. Although a correct number is listed on the fax cover sheet, that cover sheet is not signed under penalty of perjury. Likewise, the street address for Student's counsel listed on the proof of service contains an error in the zip code.

The motion is denied without prejudice. The SELPA may file the motion a second time with proper service and proof of service on Student's counsel.

IT IS SO ORDERED.

Dated: March 21, 2013

/s/

SUSAN RUFF
Administrative Law Judge
Office of Administrative Hearings