

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

WHITTIER UNION HIGH SCHOOL  
DISTRICT.

OAH CASE NO. 2014010019

ORDER GRANTING MOTION FOR  
LEAVE TO FILE AN AMENDED  
COMPLAINT

On December 30, 2013, Student filed a Due Process Hearing Request (Complaint), naming Whittier Union High School District (District). On April 3, 2014, Student filed an amended complaint (Amended Complaint). On April 7, 2014, Student filed a Motion to Amend the Due Process Hearing Request, attaching a copy of the Amended Complaint to his Motion. No opposition was received from District.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).)<sup>1</sup> The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

The hearing in this matter is set for May 12, 2014. Accordingly, the motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

DATE: April 09, 2014

/s/

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LAURIE GORSLINE  
Administrative Law Judge  
Office of Administrative Hearings

<sup>1</sup> All statutory citations are to Title 20 United States Code unless otherwise indicated.