

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

COMPTON UNIFIED SCHOOL DISTRICT  
AND LOS ANGELES UNIFIED SCHOOL  
DISTRICT.

OAH Case No. 2016030463

ORDER GRANTING MOTION TO  
AMEND COMPLAINT

On March 7, 2016, Student filed a Due Process Hearing Request (complaint) with the Office of Administrative Hearings, naming Compton Unified School District and Los Angeles Unified School District. On April 11, 2016, OAH granted the parties' joint request to continue, setting the prehearing conference for July 1, 2016, and the hearing for July 12 and 13, 2016. On June 23, 2016, 2016, Student filed a motion to amend, with a proposed amended complaint. Compton and Los Angeles did not oppose the motion.

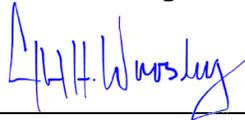
An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5)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

Here, the amended complaint corrects a series of factual allegations, as well as adding assertions relevant to the failure to complete an assessment in time for a scheduled IEP. 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: June 29, 2016

DocuSigned by:



3EEE11185C9F48D...

CLIFFORD H. WOOSLEY

Administrative Law Judge

Office of Administrative Hearings