

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LAGUNA BEACH UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2016030723

ORDER DENYING REQUEST FOR
RECONSIDERATION

On June 13, 2016, Presiding Administrative Law Judge June Lehrman denied Student's peremptory challenge of ALJ Gorsline on the grounds that the challenge was untimely. On June 13, 2016, after close of business, Student filed a request for reconsideration.

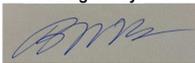
APPLICABLE LAW, DISCUSSION AND ORDER

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

Student has provided no new facts or law. OAH updated its official online calendar on June 10, 2016, and assigned ALJ Gorsline to hear this matter. In a request for clarification filed on June 13, 2016, and in the request for reconsideration, Student admits that counsel was aware of the assignment of ALJ Gorsline on June 10, 2016. As there are no new facts or law, the request for reconsideration is denied.

IT IS SO ORDERED.

DATE: June 14, 2016

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BOB N. VARMA
Division Presiding Administrative Law Judge
Office of Administrative Hearings