

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT, AND THE ACCELERATED
SCHOOLS.

OAH Case No. 2016031117

ORDER GRANTING STUDENT'S
MOTION TO ADD PARTY
CONSISTENT WITH ORIGINAL
REQUEST TO AMEND DUE PROCESS
COMPLAINT

On March 23, 2016, Student filed a Due Process Hearing Request (complaint) with the Office of Administrative Hearings, naming Los Angeles Unified School District. On May 27, 2016, Student filed a Motion to Amend Due Process Complaint (amended complaint). The motion to amend named, and was served upon, The Accelerated Schools as an additional party. On June 7, 2016, OAH issued an Order Granting Motion to Amend Complaint. Due to clerical error, the Order did not identify The Accelerated Schools in the caption and was not served upon that entity. On June 14, 2016, Student filed, and served on both parties, the instant Motion to Add Party Consistent with Petitioner's Original Request to Amend Due Process complaint. No objection has been received.

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).)

Student's motion is granted. The amended complaint naming The Accelerated Schools 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 24, 2016

DocuSigned by:
Marian H. Tully
5BE88FB487454FC...

MARIAN H. TULLY
Administrative Law Judge
Office of Administrative Hearings