

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL  
DISTRICT, ALTA PUBLIC SCHOOL AND  
KIPP LA SCHOOLS

OAH Case No. 2016050590

ORDER GRANTING MOTION TO  
AMEND COMPLAINT

On May 06, 2016, Student filed a Due Process Hearing Request (complaint) with the Office of Administrative Hearings, naming Los Angeles Unified School District (LAUSD), Alto Public School (Alta PS), and Kipp LA Schools (Kipp LA). On June 17, 2016, Student filed a First Amended Request for Due Process (amended complaint), which OAH will treat as a request for leave to file the amended complaint. On June 22, 2016, Alta PS and Kipp LA each filed a response to Student's amended complaint. No response was received from LAUSD. Therefore, Student's request is unopposed.

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).)

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: July 6, 2016

DocuSigned by:

*Marian H. Tully*

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MARIAN H. TULLY

Administrative Law Judge

Office of Administrative Hearings