BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. MORGAN HILL UNIFIED SCHOOL DISTRICT.	OAH CASE NO. 2009040473 ORDER GRANTING REQUEST FOR CONTINUANCE AND ORDER SETTING MEDIATION, PREHEARING CONFERENCE AND DUE PROCESS HEARING

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) Speedy resolution of the due process hearing is mandated by law and continuance of the hearing may be granted only upon a showing of good cause. (Ed. Code, § 56505, subd. (f)(3).) A motion to continue shall include all facts which support a showing of good cause to continue the hearing. (Cal. Code Regs., tit. 1, § 1020.) In considering motions to continue, OAH also may look to the California Rules of Court for guidance. (Cal. Rules of Court, rule 3.1332.)

The Office of Administrative Hearings (OAH) has reviewed the request for good cause and the request for continuance is:

☒ Granted. All hearing dates are vacated. This matter will be set for the following dates and times:

Mediation	September 16, 2009, 2009, at 9:30 a.m.
Prehearing Conference	October 7, 2009, at 1:30 p.m.
Due Process Hearing	October 13-15, 2009

IT IS SO ORDERED.

Dated: July 28, 2009

/s/
RICHARD M. CLARK
Administrative Law Judge
Office of Administrative Hearings