

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LONG BEACH UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2009050885

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. The dates selected by the parties fall within a dark week at OAH. Therefore, this matter will be set for the following dates and times:

Trial Setting Conference July 10, 2009, at 11:30 a.m.

IT IS SO ORDERED.

Dated: July 3, 2009

RICHARD M. CLARK
Administrative Law Judge
Office of Administrative Hearings