

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

GARDEN GROVE UNIFIED SCHOOL  
DISTRICT,

v.

PARENTS on behalf of STUDENT.

OAH CASE NO. 2009070759

ORDER GRANTING REQUEST FOR  
CONTINUANCE AND SETTING  
PREHEARING CONFERENCE AND  
DUE PROCESS HEARING

On March 1, 2010, the parties made a joint oral request to continue the presently scheduled hearing dates in the matter.

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).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020.) In weighing motions for continuances in special education due process matters, the Office of Administrative Hearings (OAH) looks to California Rules of Court for guidance.

OAH has reviewed the request for good cause and the request is:

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

Mediation:	Not applicable
Trial Setting Conference:	
Prehearing Conference:	03/10/2010, at 1:30 p.m.
Due Process Hearing:	03/15/2010; 03/16/2010; 03/17/2010; 03/18/2010.

IT IS SO ORDERED.

Dated: March 01, 2010

/s/

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TIMOTHY L. NEWLOVE  
Presiding Administrative Law Judge  
Office of Administrative Hearings

