

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of:

PARENT ON BEHALF OF STUDENT,

v.

ROSEVILLE JOINT UNION HIGH
SCHOOL DISTRICT ,

OAH CASE NO. 2010041293

ROSEVILLE JOINT UNION HIGH
SCHOOL DISTRICT ,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2010080288

ORDER GRANTING IN PART
REQUEST FOR CONTINUANCE AND
SETTING STATUS CONFERENCE AND
HEARING

On October 29, 2010, Student filed a request to vacate the hearing dates in this matter and schedule a status conference because the parties are finalizing a settlement.

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 and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, 3.1332 .) Generally, continuances of matters are disfavored. (Cal. Rules of Court, 3.1332(c).)

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

Granted in part. The first day of hearing is continued. This matter will be set as follows:

Status Conference: November 1, 2010, at 1:30 PM
Due Process Hearing: November 2 – 4, 2010, at 9:30 AM

IT IS SO ORDERED.

Dated: November 1, 2010

/s/

PETER PAUL CASTILLO
Administrative Law Judge
Office of Administrative Hearings