

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Consolidated Matters of:  PARENT ON BEHALF OF STUDENT,  v.  SAUGUS UNION SCHOOL DISTRICT,	OAH CASE NOS. 2010050134 & 2010010864
SAUGUS UNION SCHOOL DISTRICT,  v.  PARENT ON BEHALF OF STUDENT.	OAH CASE NO. 2010031216  ORDER GRANTING JOINT REQUEST FOR CONTINUANCE AND SETTING PHC AND HRG

On July 13, 2010, Student and the Saugus Union School District (District) filed a joint request to continue the dates in this matter, based upon Student's recent retention of counsel, Jane DuBovy. The parties stated that a continuance would provide Ms. DuBovy with sufficient time to review Student's records, and familiarize herself with this matter prior to proceeding to 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).) 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. All dates are vacated. This matter will be set as follows:

Prehearing Conference	August 16, 2010 at 10:00 a.m.
Due Process Hearing	August 23, 24, 25, and 26, 2010 at 9:30 a.m.

IT IS SO ORDERED.

Dated: July 16, 2010

/s/

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CARLA L. GARRETT  
Administrative Law Judge  
Office of Administrative Hearings