

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Consolidated Matters of:

PARENT ON BEHALF OF STUDENT,

v.

PALO ALTO UNIFIED SCHOOL  
DISTRICT,

OAH CASE NO. 2010070435

PALO ALTO UNIFIED SCHOOL  
DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011030401

ORDER CONTINUING BRIEFING  
SCHEDULE AND SETTING FURTHER  
STATUS CONFERENCE

On May 10, 2011, the Palo Alto Unified School District (District) filed a request to continue the briefing schedule in this matter until the Superior Court of Santa Clara County determines who holds Student's educational rights. (Ed. Code, § 56041.5.) Student did not file a response. On May 13, 2011, the undersigned Administrative Law Judge (ALJ) granted the District's motion and continued the briefing schedule until the Superior Court of Santa Clara County issues an order regarding who possesses Student's educational rights. The ALJ order also scheduled a status conference for May 20, 2011.

On May 20, 2011, a telephonic status conference (TSC) was held before ALJ Peter Paul Castillo. Father appeared. Laurie E. Reynolds, Attorney at Law, appeared on behalf of the District. The TSC was recorded.

On May 18, 2011, Father filed a copy of the May 17, 2011 order from the Superior Court of Santa Clara County, which ordered a further hearing as to conservatorship of Student, who is 18 years old, for May 31, 2011. Until that hearing occurs, the May 6, 2011 order from the Superior Court of Santa Clara County remains in effect, which held that pending a further decision neither parent was authorized to make educational decisions regarding Student without the approval of the Probate Court Judge. Because Father has not obtained the approval of the Probate Court Judge, he does not have the legal authority to continue to prosecute this matter on behalf of Student, which includes the filing of a closing brief.

Therefore, the briefing schedule is further continued pending a decision by the Superior Court of Santa Clara County regarding who possesses Student's educational rights. A telephonic status conference is scheduled for 10:00 a.m., on June 3, 2011, to discuss the status of the conservatorship petitions. Father is hereby ordered to serve any copy of any order issued by the Superior Court of Santa Clara County regarding Student's educational rights on the District and OAH within one business day after the issuance of the order.

IT IS SO ORDERED.

Dated: May 20, 2011

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PETER PAUL CASTILLO  
Administrative Law Judge  
Office of Administrative Hearings