

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SOUTH PASADENA UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2010110453

ORDER GRANTING JOINT REQUEST
FOR CONTINUANCE AND SETTING
MED/PHC/HRG

On December 29, 2010, the parties made a joint request to continue the due process hearing dates in this matter and a continuance hearing was held before Administrative Law Judge (ALJ) Carla L. Garrett, Office of Administrative Hearings (OAH). Mark Woodsmall, Attorney at Law, appeared on behalf of Student. Geneva Englebrect, Attorney at Law, appeared on behalf of South Pasadena Unified School District (District).

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, rule 3.1332 .) Generally, continuances of matters are disfavored. (Cal. Rules of Court, rule 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:

Mediation:	January 4, 2011 at 9:30 a.m.
Prehearing Conference:	February 16, 2011 at 1:30 p.m.
Due Process Hearing:	February 28, 2011 at 1:00 p.m.; March 1-3, 2011 at 9:30 a.m.

IT IS SO ORDERED.

Dated: December 29, 2010

/s/

CARLA L. GARRETT
Administrative Law Judge
Office of Administrative Hearings