

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ROSEVILLE JOINT UNION HIGH
SCHOOL DISTRICT .

OAH CASE NO. 2010120570

ORDER GRANTING REQUEST
RESCHEDULE PREHEARING
CONFERENCE

On February 25, 2010, the parties filed a request to continue the prehearing conference in this matter from February 28 to March 7, 2010, because the parties are attempting to settle this matter. The hearing is scheduled from March 7 to 10, 2011.

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 in part. The prehearing conference date is vacated. For efficient case management and use of resources, the first day of hearing is also vacated and continued. This matter will be set as follows:

Prehearing Conference: March 7, 2011, at 10:00 AM
Due Process Hearing: March 8 to 10, 2011, at 9:30 AM

IT IS SO ORDERED.

Dated: February 25, 2011

/s/

JUDITH A. KOPEC
Presiding Administrative Law Judge
Office of Administrative Hearings