

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011020565

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On February 15, 2011, parents on behalf of Student (Student), filed a Due Process Hearing Request (complaint) naming the Los Angeles Unified School District (District). On April 1, 2011, pursuant to a joint stipulation by the parties, Student filed a request to amend her complaint, and submitted an amended complaint.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

Student's amended complaint is filed timely and Student's motion is granted. The 45-day time line to issue a decision in this matter will be reset as of the date of this order. The Office of Administrative Hearings (OAH) will issue a new scheduling order.

ORDER

1. The motion to amend is timely and is granted.
2. The amended complaint is deemed filed on the date of this order.
3. All applicable timelines shall be reset as of the date of this order.
4. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

Dated: May 4, 2011

/s/

ADENIYI AYOADE
Administrative Law Judge
Office of Administrative Hearings