

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. 2011030191

ORDER GRANTING REQUEST TO  
AMEND COMPLAINT

On February 28, 2011, Student in pro per filed a Due Process Hearing Request (complaint), naming Los Angeles Unified School District (District). Student filed a notice of attorney representation on April 12, 2011. A continuance was granted on April 13, 2011 setting the prehearing conference for May 23, 2011 at 1:30 p.m., and the due process hearing for May 31 and June 1, 2011. On May 16, 2011, Student filed a Request to Amend the Due Process Hearing Request (amended complaint). District filed a statement of non opposition on May 17, 2011.

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).)

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

IT IS SO ORDERED.

Dated: May 18, 2011

/s/

---

STELLA OWENS-MURRELL  
Administrative Law Judge  
Office of Administrative Hearings