

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

TORRANCE UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011030785

ORDER GRANTING REQUEST FOR
EXTENSION OF TIME TO FILE
AMENDED COMPLAINT

On March 15, 2011, Student, through his parent, filed a Due Process Hearing Request (complaint) against the Torrance Unified School District (District). On March 30, 2011, the District timely filed a Notice of Insufficiency (NOI) as to Student's complaint. The Office of Administrative Hearings (OAH) granted the NOI on April 5, 2011, and gave Student 14 days to file an amended complaint, which Student did not do.

On April 21, 2011, Abraham Apraku, attorney at law, filed, on behalf of Student, a request for an extension of time to file an amended complaint as Mr. Apraku attempted to file a notice of representation on March 31, 2011, which OAH did not receive.¹ Therefore, Mr. Apraku did not receive a copy of the April 5, 2011 order that granted the NOI. On April 26, 2011, the District submitted an opposition to the request.

Student established good cause for an extension to file an amended complaint due to Mr. Apraku's failed notice of representation, which prevented him from being notified that OAH granted the District's NOI.

Therefore, Student's request for extension of to file an amended complaint is granted. The amended complaint shall comply with the requirements of title 20 United States Code section 1415(b)(7)(A)(ii), and shall be filed not later than 14 days from the date of this order. If Student fails to file a timely amended complaint, the complaint will be dismissed.

IT IS SO ORDERED.

Dated: April 28, 2011

/s/

PETER PAUL CASTILLO
Administrative Law Judge
Office of Administrative Hearings

¹ March 31, 2011, was a holiday for OAH.