

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ASPIRE PUBLIC SCHOOLS.

OAH CASE NO. 2011030911

ORDER VACATING DATES AND
SETTING STATUS CONFERENCE

On May 2, 2011, Student filed a Notice of Settlement, provided proof of a signed settlement agreement and requested that the dates in this matter be vacated. The Aspire Public Schools has not opposed Student's request.

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, the Office of Administrative Hearings (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:

Status Conference: June 1, 2011, at 11:00 AM

IT IS SO ORDERED.

Dated: May 3, 2011

/s/

BOB VARMA
Administrative Law Judge
Office of Administrative Hearings