

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

VISALIA UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2011050026

ORDER GRANTING REQUEST FOR
CONTINUANCE, VACATING DATES
AND SETTING STATUS
CONFERENCE

On August 24, 2011, the parties notified the Office of Administrative Hearings (OAH) that they had a final, signed settlement agreement which required ratification by the Visalia Unified School District's School Board. The parties requested the hearing in this matter be continued to September 26, 2011. When parties have a signed settlement, OAH vacates hearing dates and schedules a status conference.

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. All dates are vacated. This matter will be set as follows:

Telephonic Status
Conference:

September 28, 2011, at 2:00 PM (status conferences
are held on Wednesdays)

IT IS SO ORDERED.

Dated: August 24, 2011

/s/

BOB VARMA
Presiding Administrative Law Judge
Office of Administrative Hearings