

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

FALLBROOK UNION HIGH SCHOOL
DISTRICT.

OAH CASE NO. 2011050794

ORDER DENYING REQUEST TO
CHANGE HEARING DATES

On December 1, 2011, Sharon A. Watt, Attorney for the Fallbrook Union High School District (District), filed a request to change the last two days from hearing scheduled to be held December 28 and 29, 2011, to December 14 and 15, 2011. District made this request for change of dates because District staff is on its winter break during this time.

In its motion requesting change of dates District states that the undersigned ALJ and Ms. Whiteleather agreed to the dates as scheduled without realizing that that District staff would be on winter break. This is not the case. At the prehearing conference that was held on November 30, 2011, Geoffrey R. Winterowd represented District and did disclose that District personnel would be on winter break during when the last two days of hearing were scheduled. Furthermore, after a lengthy discussion, both Ms. Whiteleather and Mr. Winterowd agreed to the dates. The parties had a full discussion on how the evidence would be admitted and agreed to cooperate to schedule witnesses as well as the possibility of entering into stipulations.

OAH has reviewed the request for good cause and the request is:

Denied. All hearing dates and timelines shall proceed as calendared.

IT IS SO ORDERED.

Dated: December 1, 2011

/s/

MICHAEL G. BARTH
Administrative Law Judge
Office of Administrative Hearings