

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

WEST CONTRA COSTA UNIFIED
SCHOOL DISTRICT.

OAH CASE NO. 2011060369

ORDER GRANTING REQUEST FOR
CONTINUANCE

On July 5, 2011, the parties filed a joint request to continue the dates in this matter to implement the parties' interim agreement.

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 in part. All dates are vacated. The Prehearing Conference date of October 20, 2011, is not available as OAH will be conducting training that week. This matter will be set as follows:

Prehearing Conference: October 12, 2011 at 10:00 AM
Due Process Hearing: October 25-27, 2011 at 9:30 AM

IT IS SO ORDERED.

Dated: July 5, 2011

/s/

PETER PAUL CASTILLO
Administrative Law Judge
Office of Administrative Hearings