

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

PACIFICA SCHOOL DISTRICT.

OAH CASE NO. 2011061088

ORDER GRANTING REQUEST FOR
CONTINUANCE OF PREHEARING
CONFERENCE

On September 15, 2011, the parties filed a JRFC of the prehearing conference on the grounds that they are in the process of finalizing a final settlement. The parties do not request to move the hearing dates in this matter.

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. The prehearing conference is vacated. This matter will be set as follows:

Prehearing Conference: September 26, 2011, at 10:00 AM
Due Process Hearing: October 6, and 11 – 13, 2011, at 9:30 AM

IT IS SO ORDERED.

Dated: September 16, 2011

/s/

BOB VARMA
Presiding Administrative Law Judge
Office of Administrative Hearings