

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ETIWANDA SCHOOL DISTRICT.

OAH CASE NO. 2011061307

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
PHC/HRG

On August 16, 2011, the parties filed a stipulated first request to continue the dates in this matter to mutually agreed dates.

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 for good cause. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 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 for Mediation on October 27, 2011 at 9:30 AM, and for hearing as follows:

Prehearing Conference:	November 9, 2011 at 1:30 PM
Due Process Hearing:	November 15-17, 2011 at 9:30 AM [NOTE CHANGE – OAH does not calendar on Fridays as requested.]

IT IS SO ORDERED.

Dated: August 17, 2011

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge
Office of Administrative Hearings