

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

CHINO VALLEY UNIFIED SCHOOL
DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011061315

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
MED/PHC/HRG

On July 18, 2011, the parties submitted a stipulated first request to continue all dates to mutually agreed dates. Although the request will be granted, the requested dates for the prehearing conference (PHC) and hearing have been changed. OAH only conducts PHCs on Monday or Wednesday, and does not calendar on Fridays.

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 as follows:

Mediation:	July 26, 2011 at 9:30 AM
Prehearing Conference:	August 15, 2011 at 1:30 PM (NOTE CHANGE.)
Due Process Hearing:	August 22-24, 2011 at 1:30 PM first day, 9:30 AM after. (NOTE CHANGE.)

IT IS SO ORDERED.

Dated: July 19, 2011

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge (acting)
Office of Administrative Hearings