

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ARCADIA UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2011070765

ORDER DENYING REQUEST FOR  
CONTINUANCE

On August 3, 2011, the parties filed a stipulated request for a continuance to mutually agreed dates based on the paternity leave of Student's counsel.

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); see also 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 denied. All hearing dates and timelines shall proceed as calendared. Here, the parties have requested a continuance of the hearing dates, and OAH is inclined to grant the continuance. However, the parties requested mediation on a Monday, and OAH only calendars mediations Tuesday through Thursday. In addition, the parties requested that the hearing be conducted October 17-21, 2011. However, OAH is dark for mandatory training that entire week, and in addition, OAH does not schedule hearings for Friday, as requested. The parties may re-submit the request to continue after they have agreed upon hearing dates that are consistent with the limitations in this order.

IT IS SO ORDERED.

Dated: August 03, 2011

/s/

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