

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SACRAMENTO CITY UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2011070925

ORDER GRANTING REQUEST FOR
CONTINUANCE, AND SETTING
MEDIATION, PREHEARING
CONFERENCE AND DUE PROCESS
HEARING

On October 27, 2011, the parties filed a request to continue the dates in this matter on the ground that they desired an opportunity to mediate the case, following assessments of Student.

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. All dates are vacated. **No further continuances without showing of substantial good cause.** This matter will be set as follows:

Mediation:	November 15, 2011, at 9:30 AM
Prehearing Conference:	November 23, 2011, at 10:00 AM
Due Process Hearing:	December 5, 2011, at 1:30 PM, and December 6 – 8, 2011, at 9:30 AM

IT IS SO ORDERED.

Dated: October 27, 2011

/s/

BOB VARMA
Presiding Administrative Law Judge
Office of Administrative Hearings