

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL  
DISTRICT.

OAH CASE NO. 2011080612

ORDER DENYING REQUEST FOR  
STAY AND DELAYING HEARING  
START TIME

On December 3, 2011, attorney Guy A. Leemhuis, court appointed minor's counsel, filed a request to stay the proceedings until custody determinations and ex parte proceedings are completed in the Los Angeles Superior Court. The Los Angeles Unified School District (District) does not oppose the motion. The Los Angeles County Department of Mental Health (LADMH) has not responded to the motion. Student's mother (Mother) opposes the motion and has expressed that she will file an opposition to the motion.

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).)

Minor's counsel lacks standing in this matter as he does not represent any holder of educational rights. However, in the interests of allowing all interested persons to attend an 8:30 a.m. ex parte hearing on December 6, 2011, the hearing in this matter is postponed from 9:30 am. on December 6, 2011 to 1:30 p.m.

IT IS SO ORDERED.

Dated: December 5, 2011

/s/

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