

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. 2011090054

ORDER DISMISSING COMPLAINT

On September 1, 2011, Parent filed a request for a due process hearing (complaint) on behalf of Student. On September 2, 2011, OAH issued a scheduling order, setting a mediation for October 6, 2011, a prehearing conference (PHC) for October 10, 2011, and hearing for October 26, 2011. On September 30, 2011, Parent telephonically cancelled the October 6, 2011 mediation and said she was going to send a letter of withdrawal to OAH. On October 5, 2011, OAH left a voicemail message for Parent stating that OAH had not received the letter of withdrawal.

On October 10, 2011, Administrative Law Judge (ALJ) Woosley convened the scheduled PHC and contacted Parent by telephone. Parent stated that she had sent a letter of withdrawal to OAH on October 7, 2011. When informed that OAH had not received the letter, Parent stated that she wanted the due process closed and that she was not able to participate in the PHC. ALJ Woosley then held the PHC with the District representative and thereafter issue an Order to Show Cause re Dismissal (OSC), setting a telephonic conference for 2:00 p.m., October 12, 2011. ALJ Woosley had explained to Parent that the OSC would proceed as scheduled, unless OAH first received Parent's notice of withdrawal.

On October 12, 2011, ALJ Woosley called Parent at 2:00 p.m. for the hearing on the OSC re dismissal, at both home and work; Parent could not be reached. ALJ Woosley also called Julie Hall on behalf of District; she had no objection to the dismissal

Based upon the foregoing facts, the case is dismissed. All dates are ordered vacated and the case closed.

IT IS SO ORDERED.

Dated: October 12, 2011

/s/

CLIFFORD H WOOSLEY
Administrative Law Judge
Office of Administrative Hearings