

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SADDLEBACK VALLEY UNIFIED
SCHOOL DISTRICT.

OAH CASE NO. 2011101038

ORDER GRANTING MOTION TO
DISMISS ISSUE THREE

On October 31, 2011, Parent on behalf of Student filed a Request for Due Process Hearing (complaint), naming the Saddleback Valley Unified School District (District) as the respondent. The complaint contained three issues. Issue three alleges that the District violated the procedural rights of two students, neither of which is Student, when the District failed to provide Parent with a full and complete copy of the educational records of one of the two students.

On November 7, 2011, the District filed a Motion to Dismiss Issue Three, alleging that the issue does not relate to Student.

OAH received no response to the Motion to Dismiss Issue Three from Student.

Issue Three alleges that the District violated procedural rights, but the facts alleged do not relate to Student. Thus, Student has failed to allege a claim which relates to him.

ORDER

District's Motion to Dismiss Issue Three is granted. The matter will proceed as scheduled as to the remaining issues.

IT IS SO ORDERED.

Dated: November 16, 2011

/s/

ROBERT HELFAND
Administrative Law Judge
Office of Administrative Hearings

