

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. 2011110372

ORDER ON STIPULATION TO
AMEND COMPLAINT

On November 09, 2011, Student filed a Due Process Hearing Request (complaint), naming Los Angeles Unified District (District). On March 13, 2012, Student filed a joint stipulation, wherein the District agreed that the Student may file an amended complaint, which was attached. Presently, this due process is set for a prehearing conference on March 19, 2012, with a hearing scheduled for April 9, 10, 11, and 12, 2012.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

Here, the District consented in writing to the filing of Student's amended complaint, such that leave to amend must be granted.

ORDER

1. The amended complaint shall be deemed filed on the date of this order.
2. All applicable timelines shall be reset as of the date of this order.
3. All presently scheduled dates are vacated and OAH shall issue a new scheduling order, which will include four days for the hearing.

Dated: March 14, 2012

/s/

CLIFFORD H WOOSLEY
Administrative Law Judge
Office of Administrative Hearings