

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

ANTIOCH UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2011120041

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

On January 10, 2012, counsel for the Antioch Unified School District filed with the Office of Administrative Hearings (OAH) a motion to continue the initially scheduled hearing dates in the case, based upon a scheduling conflict with another due process proceeding. On January 17, 2012, counsel for Student filed a response to the motion, requesting OAH to hold a trial setting conference (TSC) in the matter. OAH will hold a TSC only in rare cases.

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).)

OAH has reviewed the request for good cause and the request is:

Granted. All dates are vacated. This matter will be set as follows:

Mediation:	N/A
Status Conference:	N/A
Prehearing Conference:	03/12/2012, at 10:00 a.m.
Due Process Hearing:	03/19/2012; 03/20/2012; 03/21/2012; 03/22/2012.

IT IS SO ORDERED.

Dated: January 17, 2012

/s/

TIMOTHY L. NEWLOVE
Presiding Administrative Law Judge
Office of Administrative Hearings