

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

WEST COVINA UNIFIED SCHOOL  
DISTRICT.

OAH CASE NO. 2012010182

ORDER GRANTING MOTION TO  
AMEND COMPLAINT

On January 9, 2012, Student filed a due process hearing request (complaint), naming the West Covina Unified School District (District). On January 12, 2012, Student filed a request to amend the due process hearing request to correct what is essentially a clerical error in the pleading – the complaint had listed that Student was offered a placement at one school (Coronado High School) instead of a different school (Del Norte). Because no other changes are made to the complaint, Student requests that the current dates remain on calendar. No opposition to the motion was received from the District.

An amended complaint may be filed when the hearing officer grants 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 normally restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

The motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. However, because the changes only correct a minor, clerical-type error, all hearing and other dates will remain on calendar as currently set.

IT IS SO ORDERED.

Dated: January 20, 2012

/s/

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SUSAN RUFF  
Administrative Law Judge  
Office of Administrative Hearings