

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

CHARTER OAK UNIFIED SCHOOL
DISTRICT AND LOS ANGELES
COUNTY OFFICE OF EDUCATION.

OAH CASE NO. 2012010550

ORDER DENYING “REQUEST FOR
CONDITIONAL DISMISSAL” AND
“REQUEST THAT OAH RETAIN
JURISDICTION”

On May 21, 2012, Student filed a “Request for Conditional Dismissal and Request that OAH Retain Jurisdiction.” Student is requesting that OAH “dismiss” this matter while they complete their settlement negotiations. Student indicates that neither party intends to attend the hearing.

The request is denied. OAH does not take hearings “off calendar” absent an executed settlement agreement subject to the contingency of school board approval. Alternatively, in some circumstances, OAH will grant a continuance of the hearing to agreed dates. OAH does not recognize “conditional dismissal” and does not “retain jurisdiction” under these circumstances. The parties were given additional time today to file an executed settlement agreement with OAH.

If Student chooses not to attend the hearing, or to seek appropriate relief from OAH described above, the matter may be dismissed for failure to prosecute.

Dated: May 22, 2012

/s/

RICHARD T. BREEN
Presiding Administrative Law Judge
Office of Administrative Hearings