

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT AND MAGNOLIA SCIENCE
ACADEMY #4.

OAH CASE NO. 2012020068

ORDER GRANTING FIRST REQUEST
FOR CONTINUANCE AND SETTING
PHC/HRG

On March 19, 2012, the parties filed a first joint request for a continuance. Because the parties could not agree on dates, they asked the matter to be set for hearing by OAH within 90 days of the original hearing date.

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 for good cause. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, rule 3.1332.) Generally, continuances of matters are disfavored. (Cal. Rules of Court, rule 3.1332(c).)

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

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

Prehearing Conference: May 30, 2012 at 10:00 AM

Due Process Hearing: June 4-7, 2012 at 1:30 PM first day, 9:00 AM after.

IT IS SO ORDERED.

Dated: March 19, 2012

/s/

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