

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. 2012040846

ORDER GRANTING DISTRICT'S  
REQUEST TO RESET DUE PROCESS  
HEARING TIMELINES

On April 20, 2012, Student filed a Spanish language request for Request for Due Process Hearing (complaint) with OAH naming the Los Angeles Unified School District as respondent (LAUSD). On April 24, 2012, OAH issued a scheduling order setting the case for mediation on May 29, 2012 at 1:30 p.m., prehearing conference on June 6, 2012 at 10:00 a.m. and hearing on June 14, 2012 at 9:30 a.m.

On May 1, 2012 District made a written request that OAH reset the timelines. District contends that Student did not serve a copy of the complaint on District. District contends that it only became aware of the complaint on April 25, 2012 after receiving the scheduling order and a copy of the complaint from OAH. District further contends that Student is required to provide notice of the complaint on both District and OAH and failed to do so. District requests OAH reset the timelines to permit time to schedule a resolution session with Student and his parent.

The record indicates Student failed to serve District with his complaint which deprived District of the opportunity to timely schedule a resolution session to address and resolve Student's claims. Accordingly, District's request is granted. The Due Process Hearing timelines are deemed reset as of the date of this order. OAH will provide District with the complaint and issue a new scheduling based on a filing date of the date of this order, which will enable District to schedule and hold a resolution session with Student and his parent.

IT IS SO ORDERED.

Dated: May 09, 2012

/s/

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STELLA OWENS-MURRELL  
Administrative Law Judge  
Office of Administrative Hearings