

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SACRAMENTO CITY UNIFIED  
SCHOOL DISTRICT, ADVANCE KIDS,  
INC. AND ALTA CALIFORNIA  
REGIONAL CENTER.

OAH CASE NO. 2012060812

ORDER DISMISSING ALTA  
CALIFORNIA REGIONAL CENTER  
AND ADVANCE KIDS, INC.

On 6/19/2012, Student filed a request for a due process hearing (complaint), naming the Sacramento City Unified School District. In addition, Student named Advance Kids, INC. (Advance Kids) and Alta California Regional Center (Alta) and they were inadvertently included in the caption of the complaint. On July 2, 2012, the Office of Administrative Hearings (OAH) ordered Student to provide, by July 9, 2012, a written request explaining to OAH the reasons, legal justifications and specific authority for naming Alta and Advance Kids as parties in Student's complaint. Student failed to respond to the July 2, 2012 order.

Pursuant to Education Code section 56501, subdivision (a), the following may be named as a party in a complaint: a parent; a pupil who has been emancipated; a pupil who is a ward or dependent of the court or for whom no parent or guardian can be identified or located and for whom a proper surrogate parent has not been appointed; and a public agency involved in any decisions regarding a pupil. A public agency includes a school district, county office of education, special education local plan area, a nonprofit public charter school that is not otherwise included as a local educational agency and is not a school within a local educational agency, or any other public agency under the auspices of the state or any political subdivisions of the state providing special education or related services to individuals with exceptional needs. (Ed. Code, §§ 56500, 56028.5.) Generally, individuals may not be named in a due process complaint.

Student having provided no authority permitting Student to name, as parties, Alta and Advance Kids, those parties are hereby dismissed from this matter.

IT IS SO ORDERED.

Dated: July 17, 2012

/s/

BOB N. VARMA  
Presiding Administrative Law Judge  
Office of Administrative Hearings