

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. 2012070260

ORDER GRANTING MOTION TO  
AMEND COMPLAINT

On July 10, 2012, Student filed a Due Process Hearing Request (complaint), naming Los Angeles Unified School District (District) as the respondent. On August 2, 2012, the parties requested and were granted a continuance for good cause, continuing the hearing dates to December 4-6, 2012. On November 15, 2012, Student filed a Motion to Amend the Due Process Hearing Request (amended complaint), setting forth detailed reasons for the need to amend the complaint. On November 15, 2012, District filed a Non-Opposition.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such 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 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. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

Dated: November 19, 2012

/s/

JUNE R. LEHRMAN

Administrative Law Judge

Office of Administrative Hearings