

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

PITTSBURG UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2012090041

ORDER GRANTING REQUEST FOR
EXTENSION OF TIME TO FILE
AMENDED COMPLAINT

On December 10, 2012, Administrative Law Judge (ALJ) Charles Marson held a prehearing conference (PHC) in this matter, and granted an unopposed request by Student to file an amended complaint in this matter. The amended complaint was to be filed no later than 5:00 p.m. on December 24, 2012.

On December 26, 2012, Student filed the amended complaint, accompanied by a declaration from her attorney explaining that facsimile transmissions of the amended complaint on December 24, 2012, to both OAH and the District's attorney had failed.¹ The attorney's declaration is deemed a motion to extend time to file the amended complaint. Copies of the facsimile report sheets from December 24, 2012, were attached showing the failed attempts to file the amended complaint with OAH that date, as well as to transmit the amended complaint to the District's attorney. The District's attorney verbally informed OAH that she does not intend to oppose the request to extend the time for filing to complaint to December 26, 2012.

Student has established good cause for the delay in filing the amended complaint. An extension of time to December 26, 2012, to file the amended complaint is granted. The amended complaint shall be deemed filed on December 26, 2012, and all timelines shall be reset accordingly.

IT IS SO ORDERED.

Dated: December 27, 2012

/s/

REBECCA FREIE
Administrative Law Judge
Office of Administrative Hearings

¹December 25, 2012, was a legal holiday.