

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

AROMAS-SAN JUAN UNIFIED SCHOOL DISTRICT; HOLLISTER SCHOOL DISTRICT; THE SOUTHSIDE SCHOOL DISTRICT; THE SAN BENITO COUNTY OFFICE OF EDUCATION; AND THE CALIFORNIA DEPARTMENT OF EDUCATION.

OAH CASE NO. 2012090044

ORDER GRANTING MOTION TO AMEND COMPLAINT

On September 4, 2012, Student filed a Due Process Hearing Request (complaint), naming the Aromas-San Juan Unified School District, Hollister School District, the Southside School District, the San Benito County Office of Education, and the California Department of Education as respondents. On September 10, 2012, Student filed a Motion to Amend the Due Process Hearing Request (amended complaint). None of the respondents filed an 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: September 21, 2012

/s/

CARLA L. GARRETT
Administrative Law Judge
Office of Administrative Hearings