

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

JUNCTION ELEMENTARY SCHOOL
DISTRICT, COLUMBIA ELEMENTARY
SCHOOL DISTRICT, CHRYSALIS
CHARTER SCHOOL, AND NORTH COW
CREEK SCHOOL DISTRICT.

OAH CASE NO. 2012110685

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On November 21, 2012, Student filed a due process hearing request (complaint), naming the Junction Elementary School District (JESD). On March 12, 2013, Student's new counsel filed a motion to amend and proposed amended due process hearing request (amended complaint), seeking to add claims and to add North Cow Creek School District (NCCSD), Columbia Elementary School District (CESD) and Chrysalis Charter School (Chrysalis) as respondents. JESD has filed non-opposition to the amendment. No other opposition has been received

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: April 04, 2013

/s/

ALEXA HOHENSEE
Administrative Law Judge
Office of Administrative Hearings