

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT AND LOS ANGELES
COUNTY OFFICE OF EDUCATION.

OAH CASE NO. 2012120567

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On December 17, 2012, Student filed a Due Process Hearing Request (complaint), naming the Los Angeles Unified School District (District). On January 30, 2013, Student filed an amended complaint which included an additional issue for resolution and added the Los Angeles County Office of Education (County). This is treated as a motion to amend and a proposed amended complaint. The Office of Administrative Hearings (OAH) did not receive a response from District or County.

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.¹ 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: February 8, 2013

/s/

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

¹ County's Notice of Insufficiency as to the amended complaint, received by OAH on February 7, 2013, is also deemed filed on the date of this order.