

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2012120606

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On December 17, 2012, Student's parents on behalf of Student (Student) filed a due process hearing request (complaint), naming the Los Angeles Unified School District (District). On February 1, 2013, Student filed an amended complaint. On February 5, 2013, the District filed a notice of non-opposition to the filing of the amended complaint.¹

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 unopposed 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: February 5, 2013

/s/

SUSAN RUFF
Administrative Law Judge
Office of Administrative Hearings

¹ Although Student did not file a motion with OAH, Student's filing of the amended complaint will be treated as a motion seeking leave to amend.