

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LAS VIRGENES UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2013030234

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On March 06, 2013, Student filed a Due Process Hearing Request (complaint) with the Office of Administrative Hearings (OAH), naming the Las Virgenes Unified School District (District). On July 30, 2013, Student filed a Motion to Amend the Due Process Hearing Request (motion) and an amended complaint. On July 31, 2013, District filed a non-opposition to Student's motion to file an amended complaint.

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).)

Student seeks to add issues not raised in his original complaint. 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: July 31, 2013

/s/

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