

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

GREENFIELD UNION SCHOOL
DISTRICT, MONTEREY COUNTY
OFFICE OF EDUCATION, KING CITY
UNIFIED SCHOOL DISTRICT AND
SOLEDAD UNIFIED SCHOOL DISTRICT.

OAH CASE NO. 2013070957

ORDER GRANTING MOTION TO
DISMISS SOLEDAD UNIFIED
SCHOOL DISTRICT AS A PARTY TO
ISSUES FOUR AND FIVE

On July 22, 2013, Parents on behalf of Student (Student) filed with the Office of Administrative Hearings (OAH) a Request for Due Process Hearing naming the Greenfield Union School District (GUSD), Monterey County Office of Education, King City Unified School District, and the Soledad Unified School District (District) as respondents. On August 26, 2013, Student filed an amended complaint (AC) which contained seven issues. Of the seven issues, Issues four through seven are alleged against the District.

On October 8, 2013, the District filed a motion to dismiss Issues Four and Five, only. The District contends that it was not the local education agency responsible for providing educational services to Student, nor has Student made such an allegation. The District also contends that such issues are beyond the two year statute of limitations period as Student was not a resident of the District for a period of more than two years prior to the filing of the complaint.. On October 14, 2013, Student filed a non-opposition to the District's motion. Since the District's motion has merit and it is not opposed, the District's motion is granted.

ORDER

District's motion is Granted and Soledad Unified School District is dismissed as a party to Issues Four and Five only. Soledad Unified School District will remain a party to Issues Six and Seven. The matter will proceed as scheduled.

October 15, 2013

s/

ROBERT HELFAND
Administrative Law Judge
Office of Administrative Hearings

