

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

FALLBROOK UNION HIGH SCHOOL
DISTRICT.

OAH CASE NO. 2013100130

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
PREHEARING CONFERENCE AND
DUE PROCESS HEARING

On January 30, 2014, Student, through counsel, filed with the Office of Administrative Hearings (OAH) a request to continue and reset the currently scheduled hearing dates in the case, based upon the unavailability of an expert witness. Student requested a continuance to the week of March 3, 2014. On February 3, 2014, the Fallbrook Union High School District, through counsel, filed with OAH an opposition to the motion, noting that counsel was not available for the requested time period. In the future, the parties should meet and confer regarding such continuance requests.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted for good cause. (34 C.F.R. § 300.515(a) & (c) (2006); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3); Cal. Code Regs., tit. 1, § 1020.) OAH has reviewed the request for good cause and considered all relevant facts and circumstances. The request is: Granted. All dates are vacated. This matter will be set as follows:

Prehearing Conference: 03/31/2014, at 3:00 p.m.
Due Process Hearing: 04/07/2014, at 1:30 p.m.; 04/08/2014; 04/09/2014;
04/10/2014, and continuing day to day, Monday
through Thursday, as needed at the discretion of the
Administrative Law Judge.

IT IS SO ORDERED.

Dated: February 04, 2014

/s/

TIMOTHY L. NEWLOVE
Presiding Administrative Law Judge
Office of Administrative Hearings