

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SONOMA VALLEY UNIFIED SCHOOL
DISTRICT.

OAH CASE NO. 2014020691

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On February 18, 2014, Student's parent on behalf of Student (Student) filed a due process hearing request (complaint), naming the Sonoma Valley Unified School District (school district) and the Sonoma County Special Education Local Plan Area (SELPA). The SELPA was dismissed from the case by OAH order on March 6, 2014. On May 23, 2014, Student filed a motion to amend the complaint, adding new charges against the school district and seeking to add the Sonoma County Office of Education as a party. No opposition has been received from the school district.

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 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. 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.

DATE: May 30, 2014

/s/

SUSAN RUFF

Administrative Law Judge

Office of Administrative Hearings