

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT.

OAH Case No.. 2014080846

ORDER GRANTING STUDENT'S
MOTION TO AMEND COMPLAINT

On August 21, 2014, Student filed a Due Process Hearing Request (complaint), naming the Los Angeles Unified School District. On November 23, 2014, Student filed a motion to amend his complaint. District has not filed an opposition or other response to Student's motion.

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).)¹ The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

¹ All statutory citations are to title 20 United States Code unless otherwise indicated.

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.²

IT IS SO ORDERED.

DATE: December 3, 2014

/s/

DARRELL LEPKOWSKY
Administrative Law Judge
Office of Administrative Hearings

² Since all timelines in this matter will be reset as a result of the granting of the motion to amend, Student's motion to continue the currently scheduled hearing dates is moot.