

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. 2015021037

ORDER GRANTING MOTION TO  
FILE SECOND AMENDED  
COMPLAINT

On February 18, 2014, Student filed the initial Request for Due Process in this matter, naming Los Angeles Unified School District. On May 15, 2015, Student filed an Amended Request for Due Process (amended complaint). On September 14, 2015, Student filed a Second Amended Request for Due Process (second amended complaint). District filed a Notice of Non-Opposition on September 15, 2015.

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).)<sup>1</sup> 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: September 16, 2015

/s/

MARIAN H. TULLY  
Administrative Law Judge  
Office of Administrative Hearings

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<sup>1</sup> All statutory citations are to Title 20 United States Code unless otherwise indicated.