

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SAN DIEGUITO UNION HIGH SCHOOL  
DISTRICT.

OAH Case No. 2015090727

ORDER GRANTING MOTION TO  
AMEND COMPLAINT

On September 15, 2015, Student filed a Due Process Hearing Request (complaint) with the Office of Administrative Hearings, naming San Dieguito Union High School District. On January 21, 2016, Student filed a Motion to Amend the Due Process Hearing Request, accompanied by the proposed amended complaint (amended complaint). District filed a non-opposition to the motion on January 22, 2016. The hearing is set to begin on February 2, 2016.

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).) 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 amended complaint includes issues related to the original complaint. Student's motion is timely and is therefore granted. The amended complaint shall be deemed filed on the date of this order. All dates shall be vacated and 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: January 22, 2016

/s/

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ADRIENNE L. KRIKORIAN  
Administrative Law Judge  
Office of Administrative Hearings