

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

FORTUNA UNION HIGH SCHOOL  
DISTRICT; HUMBOLDT COUNTY  
OFFICE OF EDUCATION; and EUREKA  
CITY UNIFIED SCHOOL DISTRICT.

OAH Case No. 2015091024

ORDER FOR SUPPLEMENTAL  
BRIEFING ON EUREKA CITY  
UNIFIED SCHOOL DISTRICT'S  
MOTION TO DISMISS

On September 28, 2015, Eureka City Unified School District filed a motion to dismiss it as a party because it was not a responsible public agency since Student's guardian never resided within its boundaries and it was not the responsible public agency for the licensed childcare institution mentioned in Student's complaint during the times alleged. On October 1, 2015, Student filed a response that requested evidence that another educational agency was responsible for serving the licensed childcare institution at issue. Additional information is required before a ruling may be made on the pleadings.

ORDER

By 5:00 p.m., on October 13, 2015, Eureka shall provide evidence and briefing regarding paragraph 6 in Fred Van Vleck's, Eureka's Superintendent, declaration. Student's response is due by 5:00 p.m., on October 16, 2015. Each party shall include sworn declarations supporting any factual assertions included in its briefing.

IT IS SO ORDERED.

DATE: October 8, 2015

/s/

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PETER PAUL CASTILLO  
Presiding Administrative Law Judge  
Office of Administrative Hearings