

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

CALIPATRIA UNIFIED SCHOOL  
DISTRICT.

OAH Case No. 2015100936

ORDER GRANTING REQUEST FOR  
CONTINUANCE OF PREHEARING  
CONFERENCE

On January 25, 2016, Student filed a request to continue the Prehearing Conference in this matter with the Office of Administrative Hearings, based upon a calendaring error. District does not oppose the continuance.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted for good cause. (34 C.F.R. § 300.515(a) & (c) (2006); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3); Cal. Code Regs., tit. 1, § 1020.) OAH considers all relevant facts and circumstances, including the proximity of the hearing date; previous continuances or delays; the length of continuance requested; the availability of other means to address the problem giving rise to the request; prejudice to a party or witness as a result of a continuance; the impact of granting a continuance on other pending hearings; whether trial counsel is engaged in another trial; whether the parties have stipulated to a continuance; whether the interests of justice are served by the continuance; and any other relevant fact or circumstance. (See Cal. Rules of Court, rule 3.1332(d).)

OAH has reviewed the request for good cause and considered all relevant facts and circumstances. The request is:

Granted: The telephonic Prehearing Conference is continued to January 29, 2016, at 1:00 p.m. All other orders remain in full force and effect.

IT IS SO ORDERED.

DATE: January 25, 2016

/s/

JUDITH PASEWARK

Administrative Law Judge

Office of Administrative Hearings