

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
SPECIAL EDUCATION DIVISION
STATE OF CALIFORNIA

In the Matter of:

STUDENT,

Petitioner,

vs.

LOS ANGELES UNIFIED SCHOOL
DISTRICT,

Respondent.

OAH CASE NO. N2006100854

**ORDER DENYING MOTION FOR
CONTINUANCE**

On October 24, 2006, the Office of Administrative Hearings (OAH) received a due process hearing complaint (Complaint) from attorneys Sarit Ariam and Nicole Vodnoy, on behalf of Petitioner (Student), naming Los Angeles Unified School District (District) as the respondent. On December 5, 2006, the parties participated in a telephonic Trial Setting Conference (TSC), at which time they agreed to schedule the hearing in this matter for January 17, 18 and 19, 2007.

On December 15, 2006, OAH received Student's request to continue the January 2007 hearing dates, so that the parties can participate in a mediation on one of those dates. On December 19 and 21, 2006, OAH received from attorney Diane Willis, on behalf of the District, an opposition to the motion to continue.¹

APPLICABLE LAW

Regarding continuances, speedy resolution of due process hearings is mandated by law and continuance of due process hearings may be granted only upon a showing of good cause. (Ed. Code § 56505, subd. (f).)

¹ The District's opposition also sought to cancel the mediation previously scheduled for December 21, 2006. Because mediation is voluntary, OAH cancelled the December 21, 2006 mediation.

DISCUSSION

Student's motion to continue does not allege good cause for continuance of the hearing over the District's opposition. Accordingly, the motion to continue is denied. The hearing remains scheduled for January 17, 18 and 19, 2007, and the telephonic Prehearing Conference remains scheduled for January 8, 2007.

ORDER

The motion for continuance is denied. The hearing remains scheduled for January 17, 18 and 19, 2007, and the telephonic Prehearing Conference remains scheduled for January 8, 2007.

Dated: December 28, 2006

SUZANNE B. BROWN
Administrative Law Judge
Special Education Division
Office of Administrative Hearings