



OFFICE OF ADMINISTRATIVE HEARINGS

State of California

SPECIAL EDUCATION DIVISION

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Department of General Services

**SPECIAL EDUCATION DIVISION  
QUARTERLY DATA REPORT  
FOURTH QUARTER 2009 - 2010 FISCAL YEAR  
APRIL 1, 2010 - JUNE 30, 2010**

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The Interagency Agreement (IA) between the California Department of Education (CDE) and the Office of Administrative Hearings (OAH) requires the OAH to report on a quarterly basis certain information related to mediations, due process and expedited hearings, as well as information required to be maintained according to state and federal law and regulations.<sup>1</sup> The following report addresses those IA reporting requirements.

### CASE FILINGS<sup>2</sup>

During the fourth quarter for fiscal year 2009-2010, the OAH received 810 new case filings.<sup>3</sup>

<b>Fiscal Year 2009- 2010</b>	<b>Filings</b>	<b>Fiscal Year 2008- 2009</b>	<b>Filings</b>
July 2009	257	July 2008	260
August 2009	201	August 2008	225
September 2009	224	September 2008	219
October 2009	208	October 2008	216
November 2009	180	November 2008	174
December 2009	210	December 2008	174
January 2010	160	January 2009	177
February 2010	185	February 2009	206
March 2010	258	March 2009	237
April 2010	223	April 2009	250
May 2010	261	May 2009	284
June 2010	326	June 2009	298
<b>Total Filings</b>	<b>2693<sup>4</sup></b>	<b>Total Filings</b>	<b>2720</b>

<sup>1</sup> See Scope of Work, Exhibit A.1, Section G.

<sup>2</sup> The information contained in this report reflects data for the fourth quarter of fiscal year 2009-2010, based upon OAH reports generated between July 1, 2010 and July 30, 2010.

<sup>3</sup> Beginning in fiscal year 2009-2010, OAH began reporting the number of case filings on the date the case was opened in the Practice Manager system. Prior to this fiscal year, the number of case filings was reported based upon the date the staff showed the case received by OAH.

<sup>4</sup> There were 2693 cases filed with the OAH this fiscal year. Thirteen cases were opened in error, and as a result, 2680 cases were billed to CDE.

### Cases by Filing Party

Overall, there were 810 total cases filed this quarter, which consisted of 691 student filed cases and 119 district filed cases. Of the student filed cases, 12 cases involved expedited issues and 13 cases involved both expedited and non-expedited issues (dual hearings).<sup>5</sup> Of the district filed cases, two cases involved expedited issues and one case involved both expedited and non-expedited issues (dual hearing). Of the 810 cases filed, eight requests by students and two requests by districts were for a due process hearing only. The 810 cases filed this quarter also included 48 student filed and 25 district filed mediation only requests. A detailed list of all student filed cases this quarter broken down by district appears in Attachment B beginning on page 22.

In addition, OAH received 800 requests for mediation related to due process hearing or mediation-only this quarter.<sup>6</sup> Of the 800 requests for mediation, 73 were requests for mediation only.<sup>7</sup> The remaining 727 requests for mediation were related to due process hearing requests.<sup>8</sup> Of the total requests for mediation, 13 student filed cases involved both expedited and non-expedited issues (dual hearings).<sup>9</sup>

Case Type	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
District DPH	67	71	76	89	303
District DPH Only	0	0	0	2	2
District Dual	0	0	1	1	2
District Expedited	0	0	0	2	2
District Med Only	25	13	19	25	82
Student DPH	549	478	461	610	2098
Student DPH Only	3	9	4	8	24
Student Dual	3	4	8	13	28
Student Expedited	0	1	6	12	19
Student Med Only	35	22	28	48	133
<b>Total</b>	682	598	603	810	2693

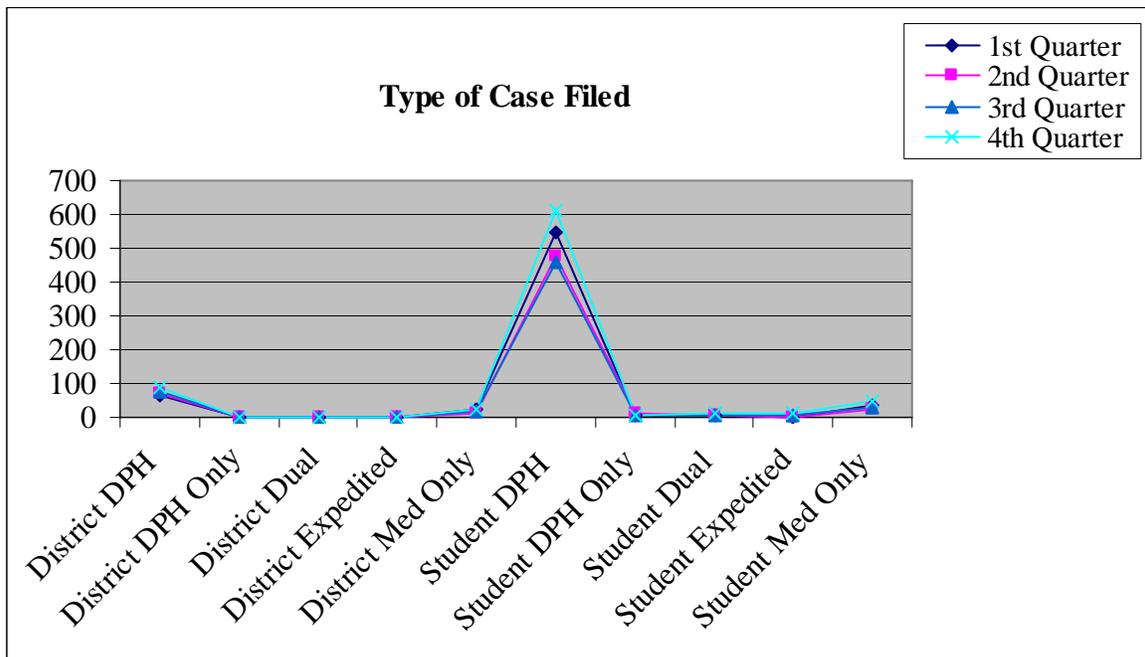
<sup>5</sup> This section reports item G.3.d.(12) and G.3.d (13) of the scope of work.

<sup>6</sup> This section reports item G.3.a.(1) of the scope of work.

<sup>7</sup> This section reports item G.3.a (2) of the scope of work.

<sup>8</sup> This section reports item G.3.a.(3) and G.3.b.(1) of the scope of work.

<sup>9</sup> This section reports item G.3.c.(1) of the scope of work.



### Legal Representation

During the fourth quarter, 810 requests for due process were filed, which consisted of 691 student filed requests and 119 district filed requests. Of the 691 cases filed by students requesting due process, 470 cases (68 percent) were filed by attorneys. Of the 119 district filed cases, 90 cases (76 percent) were filed by attorneys.<sup>10</sup> Of the 810 cases filed this quarter, 560 cases (69 percent) were filed by attorneys. This fiscal year, 71 percent of student cases and 76 percent of district cases were filed with legal representation.

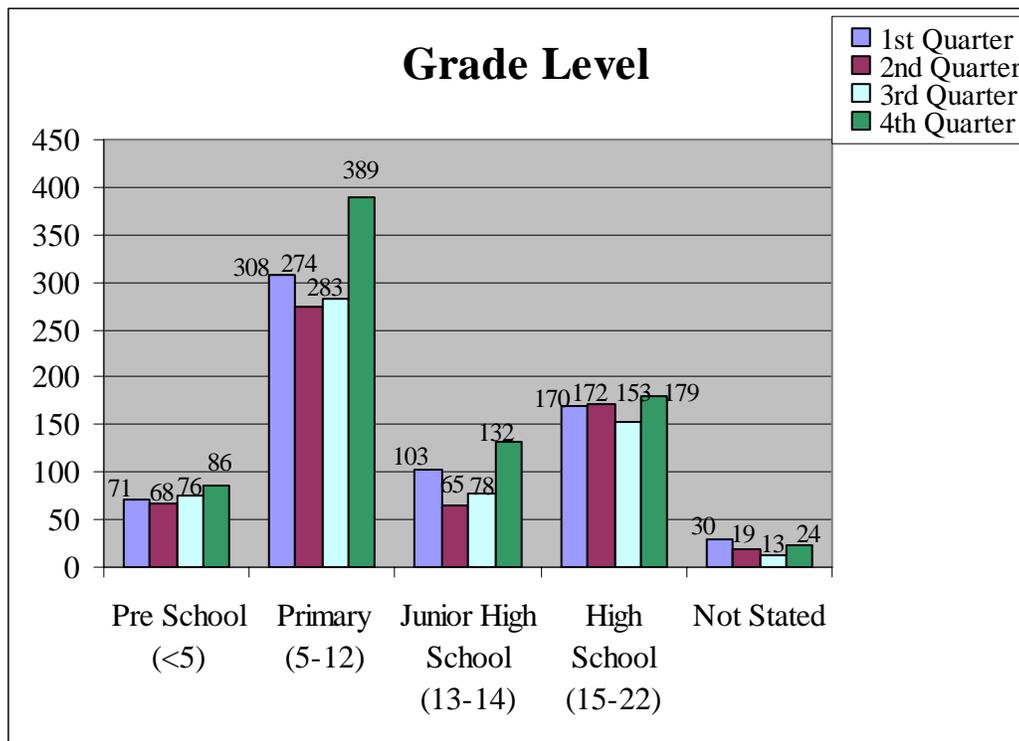
<b>Legal Representation</b>	1 <sup>st</sup> Quarter	2 <sup>nd</sup> Quarter	3 <sup>rd</sup> Quarter	4 <sup>th</sup> Quarter	Year to Date
% of Student Requests filed with Representation	68%	73%	74%	68%	71%
% of District Requests filed with Representation	65%	82%	79%	76%	76%

<sup>10</sup> This section reports item G.3.d.(3) of the scope of work.

### Grade Level

The majority of the 810 cases filed this quarter originated from students in the primary grades (389 cases), followed by those in high school (179 cases), junior high school (132 cases) and preschool (86 cases). The grade level of the student was not specified in 24 of the case filings.<sup>11</sup>

Grade Level	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Pre School (<5)	71	68	76	86	301
Primary (5-12)	308	274	283	389	1254
Junior High School (13-14)	103	65	78	132	378
High School (15-22)	170	172	153	179	674
Not Stated	30	19	13	24	86
<b>Total</b>	<b>682</b>	<b>598</b>	<b>603</b>	<b>810</b>	<b>2693</b>



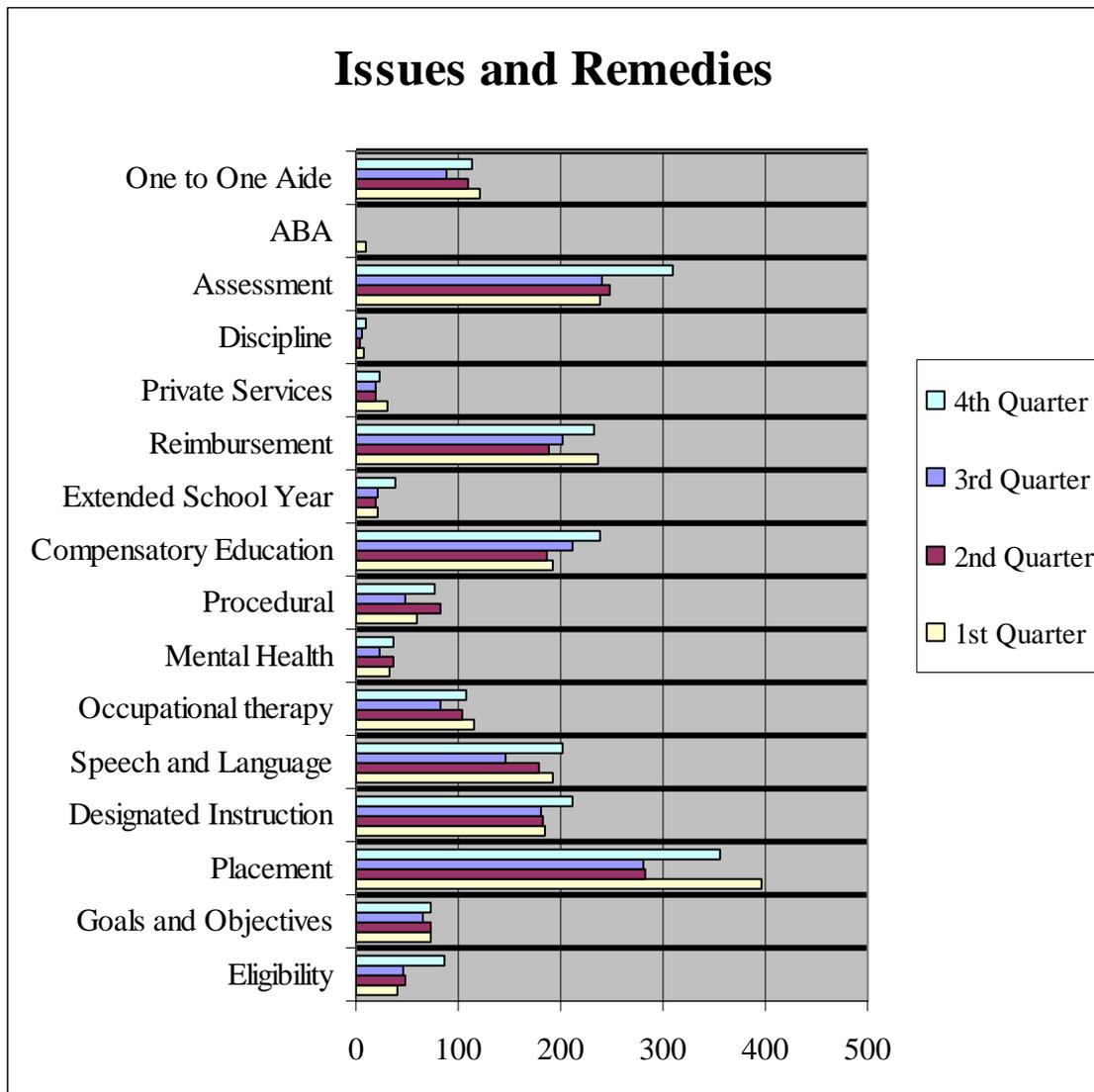
<sup>11</sup> This section reports item G.3.d.(19) of the scope of work.

### Issues and Remedies

Cases filed this quarter raised a variety of issues and requested remedies. The number of issues raised varied per case, with some cases raising only one issue, and others raising several issues. The most common issues raised in the 810 cases filed this quarter, were placement (356 cases) and assessment (309 cases). Other issues included: designated instruction and services (212 cases), speech and language services (201 cases), one-to-one aide services (114 cases), occupational therapy services (107 cases), eligibility (87 cases), procedural violations (77 cases), goals and objectives (73 cases), extended school year services (39 cases), mental health services (36 cases), private services (24 cases) and discipline (10 cases). Compensatory education was requested as a remedy in 239 cases and reimbursement was requested as a remedy in 232 cases.<sup>12</sup>

Issues and Remedies	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Eligibility	41	49	47	87	224
Goals and Objectives	74	73	65	73	285
Placement	396	282	281	356	1315
Designated Instruction	184	182	180	212	758
Speech and Language	192	178	146	201	717
Occupational therapy	116	104	83	107	410
Mental Health	32	36	24	36	128
Procedural	60	82	49	77	268
Compensatory Education	193	186	212	239	830
Extended School Year	21	19	21	39	100
Reimbursement	236	188	202	232	858
Private Services	30	20	19	24	93
Discipline	8	4	5	10	27
Assessment	238	249	240	309	1036
ABA	9	0	0	0	9
One to One Aide	122	110	88	114	434

<sup>12</sup> This section reports item G.3.d.(17) of the scope of work.



### Eligibility Category <sup>13</sup>

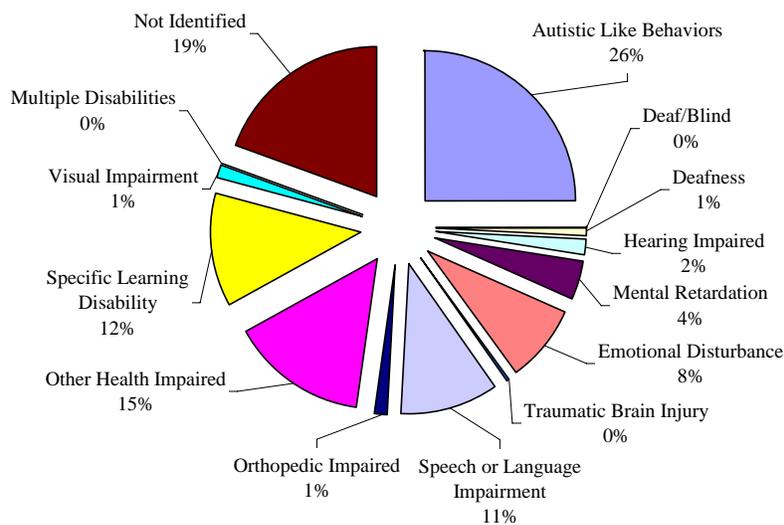
The majority of cases filed this quarter involved students identified under the eligibility category of autistic-like behaviors (240 cases). Other identified areas of eligibility included: Other Health Impaired (142 cases), Specific Learning Disability (118 cases), Speech or Language Impairment (103 cases), Emotional Disturbance (81 cases), Mental Retardation (40 cases), Hearing Impairment (16 cases), Visually Impaired (13 cases), Orthopedic Impairment (14 cases), Deafness (seven cases), Deaf/Blind (one case) and Traumatic Brain Injury (two cases). The student's area of eligibility was not identified in 187 cases.<sup>14</sup>

<sup>13</sup> In some cases, the parties identified more than one area of disability. Therefore, the number of cases filed may not necessarily match the number of disabilities reported.

<sup>14</sup> This section reports item G.3.d.(18) of the scope of work.

Eligibility Area	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Autistic Like Behaviors	212	189	181	240	822
Deaf/Blind	2	0	2	1	5
Deafness	12	6	10	7	35
Hearing Impaired	19	5	11	16	51
Mental Retardation	39	32	31	40	142
Emotional Disturbance	69	70	75	81	295
Traumatic Brain Injury	2	2	1	2	7
Speech or Language Impairment	130	91	92	103	416
Orthopedic Impaired	15	7	16	14	52
Other Health Impaired	108	76	96	142	422
Specific Learning Disability	114	105	103	118	440
Visual Impairment	15	8	5	13	41
Multiple Disabilities	0	0	0	0	0
Not Identified	158	131	116	187	592

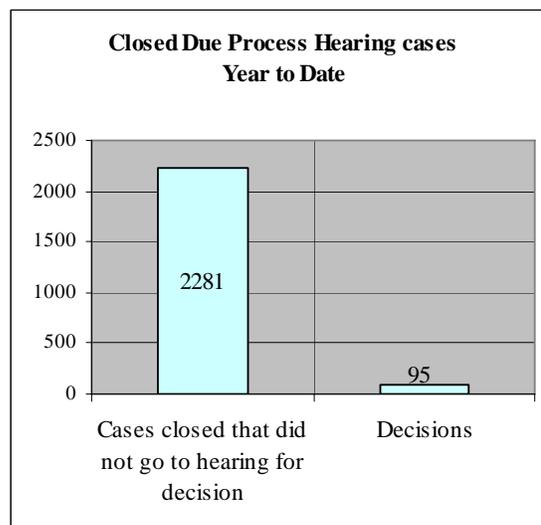
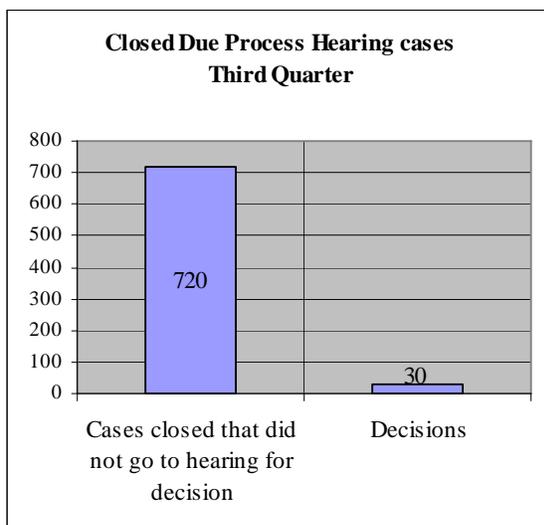
4th Quarter Eligibility Categories



### CLOSED CASES

During this quarter, 750 cases were closed. Currently, 635 matters remain pending.<sup>15</sup> Of the 635 matters pending, 595 are related to due process hearing requests and 40 are related to mediation only requests. Of the 750 cases closed, 689 were related to due process hearing requests and 61 were related to mediation only requests.

Overall this quarter, 689 due process cases and 61 mediation only cases were closed, for a total of 750 cases closed. Of the 689 due process cases closed, 659 (96%) were resolved in some manner without need for a due process hearing.<sup>16</sup> For the fiscal year to date, 96 percent of cases have resolved without need for a due process hearing.

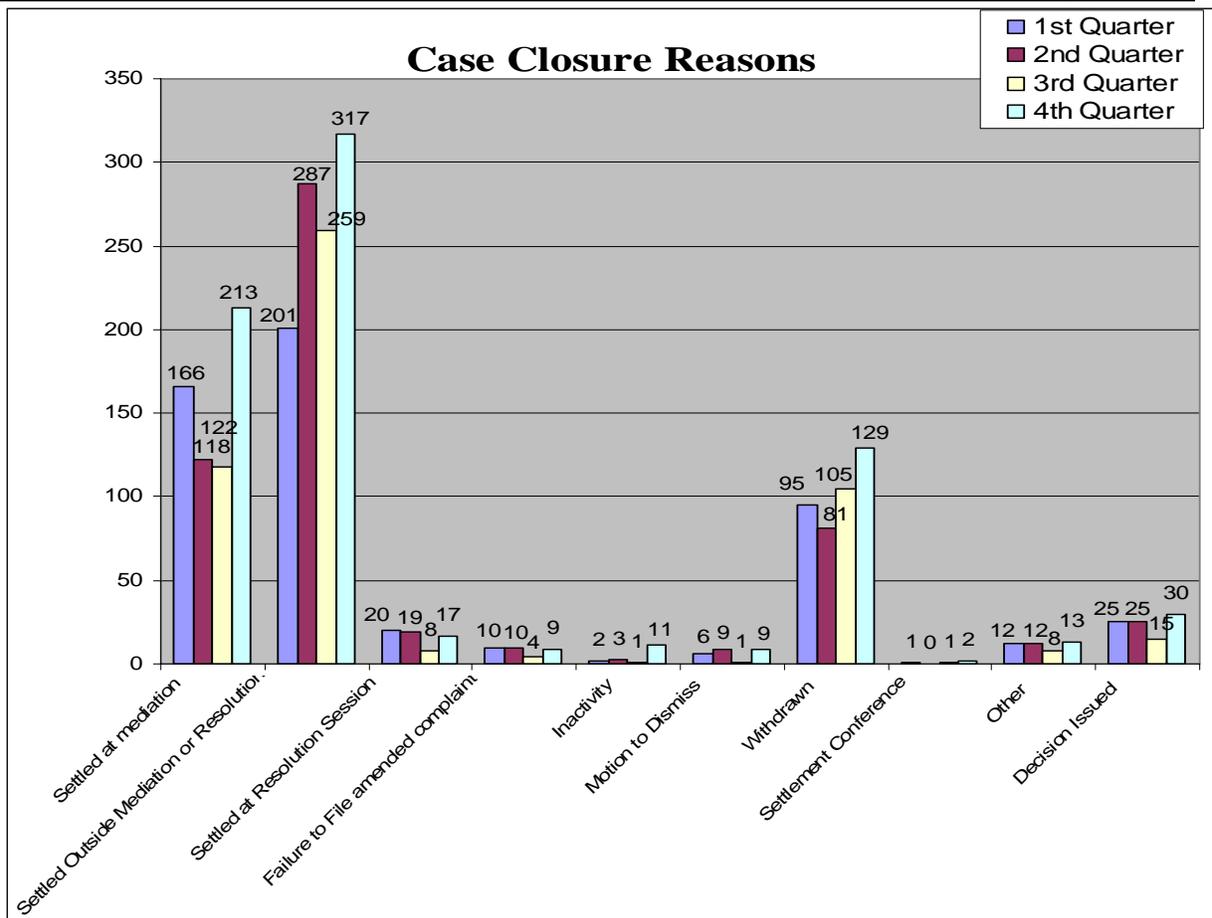


The majority of cases closed this quarter were settled outside the mediation or resolution session process (317 cases), followed by those that resolved during mediation (213 cases), and those cases withdrawn by the filing party without explanation (129 cases). Additionally this quarter, 17 cases resolved during the resolution session, 11 cases were dismissed due to inactivity, nine cases were dismissed after failing to amend following a notice of insufficiency, nine cases were dismissed via a motion to dismiss, two cases were closed after a settlement conference and 13 cases were closed for other reasons. Out of the 750 cases closed this quarter, 30 were closed following a full hearing and decision on the merits.

<sup>15</sup> The number of cases closed and matter pending number may include the cases opened this quarter.

<sup>16</sup> This section reports item G.3.b.(10) of the scope of work.

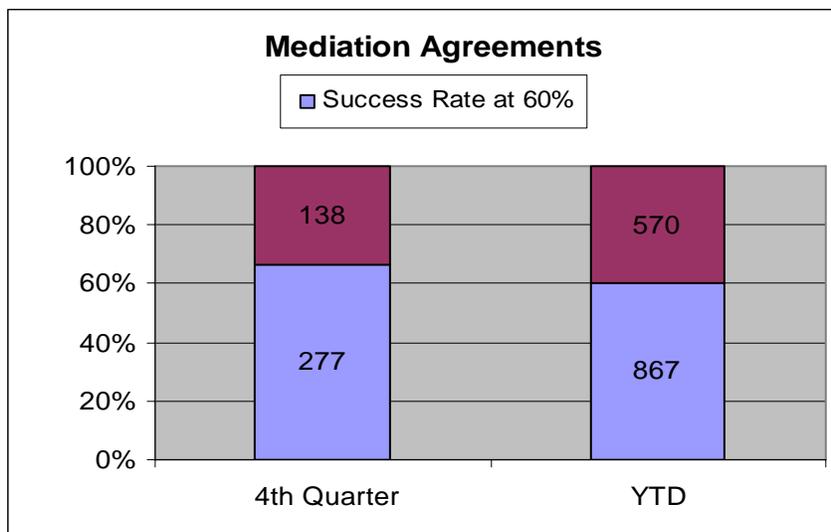
Reason for Closure	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Settled at mediation	166	122	118	213	619
Settled Outside Mediation or Resolution	201	287	259	317	1064
Settled at Resolution Session	20	19	8	17	64
Failure to File amended complaint	10	10	4	9	33
Inactivity	2	3	1	11	17
Motion to Dismiss	6	9	1	9	25
Withdrawn	95	81	105	129	410
Settlement Conference	1	0	1	2	4
Other	12	12	8	13	45
Decision Issued	25	25	15	30	95
<b>Total</b>	<b>538</b>	<b>568</b>	<b>520</b>	<b>750</b>	<b>2376</b>



### Mediations

This quarter, 415 mediations were held. The mediations were held in matters opened this quarter and in matters that were pending from prior quarters. Of the 415 mediations held this quarter, 33 were continued for an additional mediation date. Of the 415 mediations held, 362 were related to due process hearing requests, three cases involved expedited issues, five cases were related to a dual hearing request (which involve expedited and non-expedited issues) and 45 were related to mediation only requests. For mediation requests related to due process hearing, 241 cases reached an agreement at mediation,<sup>17</sup> and 36 mediation only cases reached an agreement. In the eight cases involving expedited issues that went to mediation, six cases reached an agreement.<sup>18</sup>

Out of the 415 mediations held this quarter, mediation was successful in 277<sup>19</sup> cases (67 percent), with 138 mediations resulting in impasse. At the end of this quarter, 364 cases have mediations pending<sup>20</sup> and 595 cases have hearings pending.<sup>21</sup>



<sup>17</sup> This section reports item G.3.a.(4) of the scope of work.

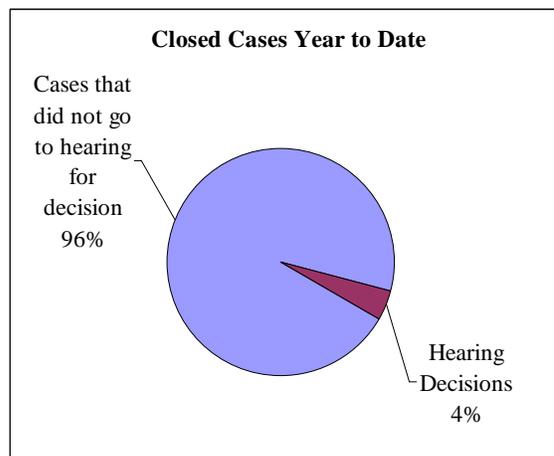
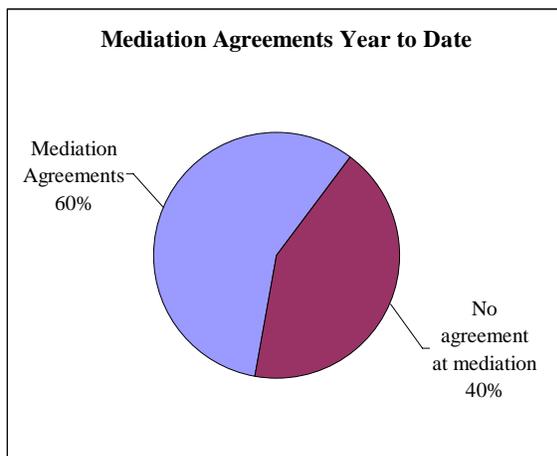
<sup>18</sup> This section reports item G.3.c.(3) of the scope of work.

<sup>19</sup> In the quarterly reports from prior fiscal year, the number of successful mediations included mediations that were continued for an additional mediation date.

<sup>20</sup> This section reports item G.3.a.(5) of the scope of work.

<sup>21</sup> This section reports item G.3.b.(8) of the scope of work.

For the 2009-2010 fiscal year, OAH has conducted 1437 mediations, with 867 resulting in an agreement and 570 resulting in impasse. The overall mediation success rate for fiscal year 2009-2010 is 60 percent. Overall for the 2009-2010 fiscal year, 96 percent of cases have resolved without need for a due process hearing decision.



### Due Process Hearings

During the fourth quarter, out of the 750 cases closed, 30 final decisions were issued. Of the 30 decisions issued, two decisions were issued within the 45 day timeline, 28 were issued within the 45 day timeline plus extension and no decisions were issued late.<sup>22</sup> No decisions were issued on a case with expedited issues and no changes of placement were ordered for this quarter.<sup>23</sup> Overall, this quarter, 100 percent of decisions were issued within the requisite timeline. For the 2009-2010 fiscal year, OAH has issued 95 decisions and 99 percent of decisions have been issued within the requisite timelines.

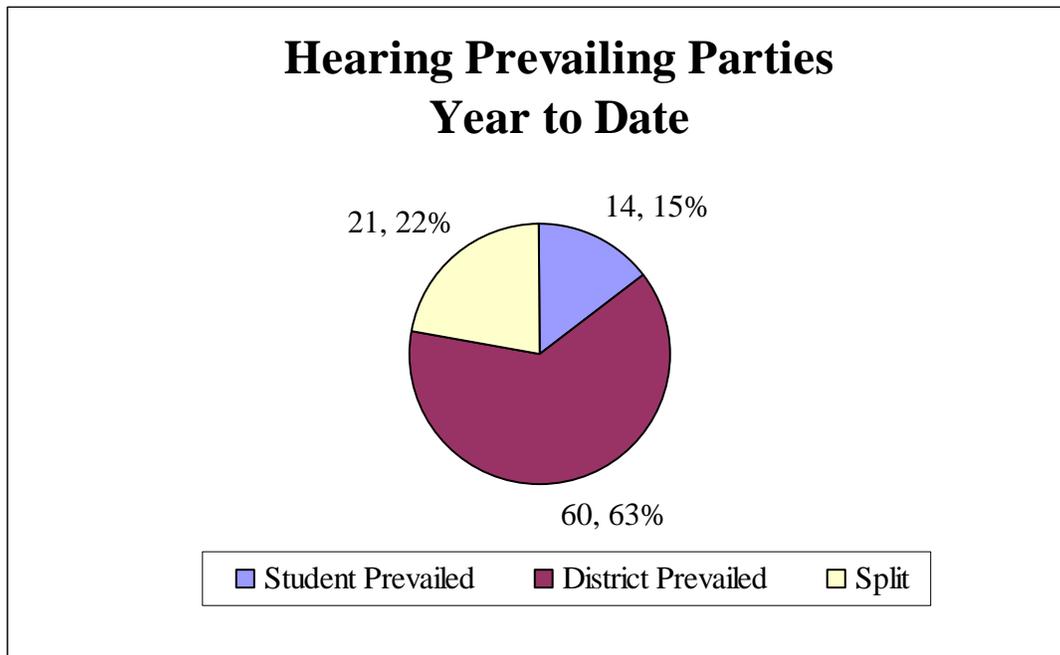
Decisions Issued	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Within 45 Days	4	10	1	2	17
45 days + Ext	19	15	13	28	75
Outside 45 Days	0	0	1	0	1
Expedited (20 days)	2	0	0	0	2

<sup>22</sup> This section reports item G.3.b.(5), (6), (7) of the scope of work.

<sup>23</sup> This section reports item G.3.b.(9), G.3.c(4) and G.3.c(5) of the scope of work.

Based upon the issues for hearing identified by the parties, students prevailed on all issues in three hearings (10 percent) and districts prevailed on all issues in 21 hearings (70 percent). In six of the 30 decisions issued (20 percent), the issues in the decision were split between student and district, with students prevailing on 40 issues and districts prevailing on 79 issues.<sup>24</sup> For the current fiscal year, students have prevailed on all issues in 14 hearings (15 percent), districts have prevailed on all issues in 60 hearings (63 percent), and 21 cases (22 percent) resulted in a split decision of the issues. Copies of all decisions have been provided to CDE and have been posted on the OAH website.

Hearing Prevailing Parties	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Student Prevailed	2	6	3	3	14
District Prevailed	17	14	8	21	60
Split	6	5	4	6	21



Of the 30 decisions issued this quarter, one case involved a preschool student, 14 cases involved elementary school students, four cases involved middle school students, and 11 cases involved high school students.

<sup>24</sup> This section reports item G.3.d.(1) and G.3.d(2) of the scope of work.

On average, the due process hearings lasted four days, with students using 55 percent of the hearing time to present their case and districts using 45 percent of hearing time for case presentation.<sup>25</sup> During case presentation, each side called an average of five witnesses per case.<sup>26</sup>

Hearing Category	1st Quarter	2nd Quarter	3rd quarter	4th Quarter	Year to Date Average
Average # days	4	3	3	4	4
% Time for Student	48	55	58	55	54
% Time for District	52	45	42	45	46
Average # of student witnesses	5	5	4	6	5
Average # of district witnesses	5	5	5	5	5

The hearings involved multiple areas of disability. The greatest number of cases involved students identified with Autistic-Like Behaviors (nine cases), Other Health Impairments (four cases), Specific Learning Disability (seven cases) and Emotional Disturbance (four cases). The other cases involved students with a Speech or Language Impairment (three case), Hearing Impaired (one case), Multiple Disabilities (one case) and Orthopedic Impaired (one case).

Disability Area	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Autistic Like Behaviors	8	10	3	9	30
Deaf/Blind	0	0	0	0	0
Deafness	0	0	0	0	0
Emotional Disturbance	1	3	3	4	11
Hearing Impaired	0	1	1	1	3
Mental Retardation	2	3	0	0	5
Multiple Disabilities	0	1	0	1	2
Orthopedic Impaired	0	1	1	1	3
Other Health Impaired	4	3	3	4	14
Specific Learning Disabilities	8	2	3	7	20
Speech or Language Impairment	1	1	1	3	6
Traumatic Brain Injury	0	0	0	0	0
Visual Impairment	1	0	0	0	1
Not identified	0	0	0	0	0
<b>Total</b>	25	25	15	30	95

<sup>25</sup> This section reports item G.3.d.(10) and G.3.d(11) of the scope of work.

<sup>26</sup> This section reports item G.3.d.(14) and G.3.d(15) of the scope of work.

### Resolution Sessions

The IDEA requires school districts to hold resolution sessions within 15 days of receipt of a student’s complaint. While there is no legal requirement to report this data to the OAH, CDE requests that the OAH track this information. Accordingly, the OAH sends letters to school districts asking if they held a resolution session and the outcome of that session. This quarter, based on the information the OAH received, 145 resolution sessions were reported as held and 140 were reported as not held. Of the 145 resolutions sessions reported as held, six cases were regarding expedited matters.<sup>27</sup>

### Motions

Prehearing motions and Notices of Insufficiency (NOI) comprise a substantial amount of the work completed by administrative law judges. For this quarter, 283 prehearing motions and 60 NOIs were filed by the parties and considered and ruled upon by OAH. Of the 283 prehearing motions that were ruled on by OAH, 72 were filed by parents, 55 were filed by districts and 156 motions were stipulated or ruled moot.<sup>28</sup> Of the 60 NOIs filed, 18 were found insufficient, 10 were partially sufficient, and 32 were sufficient. No cases were dismissed for insufficiency.<sup>29</sup>

There were 283 prehearing motions filed this quarter. Of the 72 motions filed by students, 42 were granted, one was granted in part, 28 were denied and one was withdrawn. Of the 55 motions filed by students, 31 were granted, one was granted in part, 22 were denied and one was withdrawn. The remaining 156 motions filed by either students or districts were resolved by stipulation, determined to be moot, or withdrawn by the parties.<sup>30</sup>

The prehearing motions encompassed a variety of issues, with the largest number involving motions to continue (172 motions).

Motion Type	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Add Party	3	4	3	2	12
Amend Complaint	10	5	17	16	48
Compel	0	2	0	0	2
Consolidate	8	10	11	18	47
Continue	256	130	139	172	697
Dismiss Case	13	18	22	25	78
Dismiss Issue	7	5	2	3	17

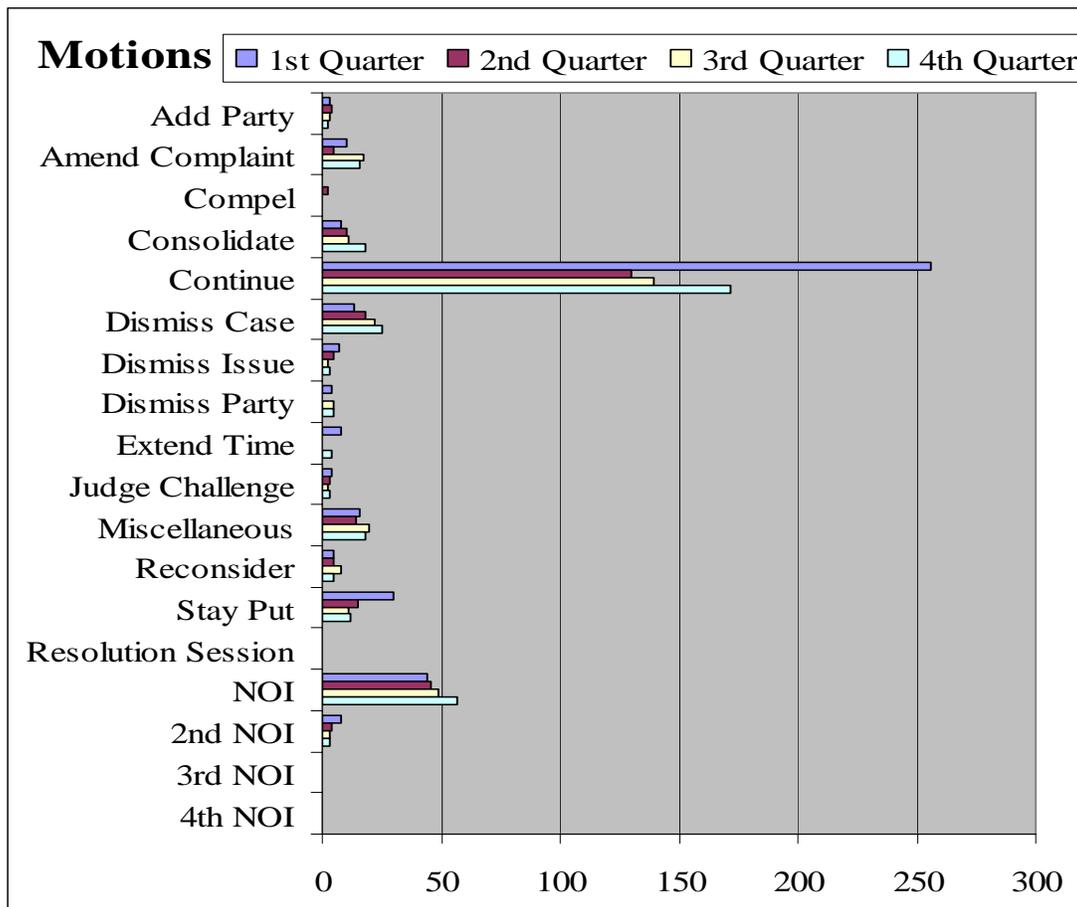
<sup>27</sup> This section reports items G.3.b.(2) and G.3.c(2) of the scope of work.

<sup>28</sup> This section reports items G.3.d.(4) of the scope of work.

<sup>29</sup> This section reports items G.3.d.(6) of the scope of work.

<sup>30</sup> This section reports items G.3.d.(5) of the scope of work.

Motion Type	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
Dismiss Party	4	0	5	5	14
Extend Time	8	1	1	4	14
Judge Challenge	4	3	2	3	12
Miscellaneous	16	14	20	18	68
Reconsider	5	5	8	5	23
Stay Put	30	15	11	12	68
Resolution Session	0	0	0	0	0
NOI	44	46	49	57	196
2nd NOI	8	4	3	3	18
3rd NOI	1	1	0	0	2
4th NOI	0	0	0	0	0
<b>Total</b>	<b>417</b>	<b>263</b>	<b>293</b>	<b>343</b>	<b>1316</b>



### NON-ENGLISH SPEAKING STUDENTS AND INTERPRETERS

During this quarter, 96 non-English speaking students were identified through the due process hearing request forms.<sup>31</sup> Of the 96 non-English speaking students, 84 were Spanish speaking, four students spoke Russian, four students spoke Cantonese, two students used American Sign Language and two spoke Farsi. OAH received 36 requests for the assistance of an interpreter.

<b>Languages</b>	<b>1st Quarter</b>	<b>2nd Quarter</b>	<b>3rd Quarter</b>	<b>4th Quarter</b>	<b>Year to Date</b>
Spanish	98	75	51	84	308
Vietnamese	3	2	1	0	6
Farsi	0	0	2	2	4
Mandarin	0	0	0	0	0
Hebrew	0	0	0	0	0
Korean	4	1	1	0	6
Russian	2	0	0	4	6
Cantonese	0	1	0	4	5
Chinese	0	0	0	0	0
American Sign Language	2	7	2	2	13
Japanese	2	0	1	0	3
Fookien	0	0	0	0	0
Arabic	4	3	0	0	7
Armenian	0	2	0	0	2
Tagalog	0	0	0	0	0
Tongan	0	0	0	0	0
Turkish	0	0	0	0	0
Indonesian	0	0	0	0	0
Portuguese	0	0	0	0	0
Hindi	0	2	0	0	2
<b>Total</b>	<b>115</b>	<b>93</b>	<b>58</b>	<b>96</b>	<b>362</b>

<sup>31</sup> This section reports items G.3.d.(8) of the scope of work.

### STUDENTS OF COLOR

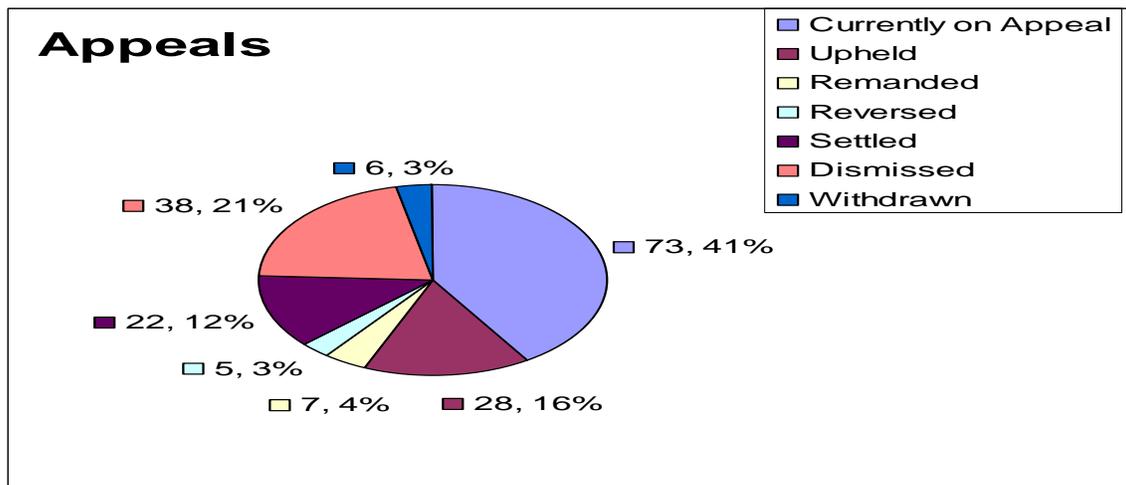
CDE has requested that the OAH collect data on the number of “students of color accessing the system.” To facilitate this request, the OAH amended its due process hearing request form to ask the parties to voluntarily provide this information. However, not all hearing requests are made using the OAH form. This quarter, 11 students self reported as being a “student of color” and 37 students self reported as not being a “student of color.”<sup>32</sup> The remaining students did not state whether they were a “student of color.”

Students Accessing the System	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Year to Date
"Student of Color"	13	24	16	11	64
Not a “Student of Color”	35	29	34	37	135

### TRANSCRIPT REQUESTS AND APPEALS

Data on the number of appeals and appellate outcomes is collected on an ongoing basis and includes all cases that OAH was notified were appealed since July 2005. This quarter, OAH received 27 requests for transcripts, and was notified of 14 new appeals filed on Special Education cases.<sup>33</sup>

Based on correspondence with the parties and filings that have been provided to OAH, 179 cases have been appealed since July 2005. Currently, of the 179 cases that have been appealed, 73 OAH decisions are pending, 28 decisions issued by OAH have been upheld, seven decisions issued by OAH have been remanded, five decisions issued by OAH were reversed, 22 cases settled, 38 were dismissed, and six cases were withdrawn by the filing party without explanation.



<sup>32</sup> This section reports items G.3.d.(7) of the scope of work.

<sup>33</sup> This section reports items G.3.d.(20) of the scope of work.

A detailed list of cases on appeal and the outcomes after appeal is listed in Attachment C beginning at page 43. Due to the difficulty in identifying which cases are appealed and the appellate outcomes, parties are invited to notify OAH of any case on appeal or any outcome on appeal that is not included in Attachment C.

### **MEDIATION AND HEARING EVALUATIONS**

Under its contract with CDE, OAH is required to send evaluations to all parties attending mediations and hearings. The evaluations contain a 1 through 5 rating scale, with 1 being Poor/Very dissatisfied and 5 being Excellent/Extremely satisfied. The evaluations ask the parties to evaluate the mediation, the administrative law judge and OAH in general.

This quarter, 266 mediation evaluations were returned to OAH. Evaluations were completed by parents (52 cases), legal counsel for parents (11 cases), an advocate for parents (10 cases), school district representatives (90 cases), and legal counsel for district (23 cases). In 80 cases, the evaluator did not indicate their role in the mediation.

#### **OVERALL AVERAGE MEDIATION RATING – 4.38**

<b>Mediation Evaluations</b>	Q1	Q2	Q3	Q4	Year to Date Average
Started mediation on time	4.43	4.35	4.37	4.33	4.37
Explained satisfactorily the mediation process	4.60	4.45	4.39	4.38	4.46
Was well prepared for mediation	4.58	4.47	4.24	4.22	4.38
Directed the mediation process effectively	4.49	4.47	4.09	4.14	4.30
Facilitated discussions between the parties	4.34	4.20	3.99	4.15	4.17
Remained neutral through the mediation	4.48	4.41	4.19	4.25	4.33
Maintained the confidentiality of the parties	4.53	4.49	4.32	4.25	4.40
Acted in a courteous and respectful manner	4.71	4.80	4.58	4.60	4.67
Exhibited knowledge of special education law	4.45	4.52	4.01	4.27	4.31
<b>Average</b>	4.51	4.46	4.24	4.29	<b>4.38</b>

This quarter, 37 hearing evaluations were returned to OAH. Evaluations were completed by parents (two cases), school district representatives (10 cases) and legal counsel for district (11 cases.) In 14 cases, the evaluator did not indicate their role in the hearing.

#### **OVERALL AVERAGE HEARING RATING – 4.27**

<b>Hearing Evaluations</b>	Q1	Q2	Q3	Q4	Year to Date Average
Punctual in starting the hearing	4.36	4.21	4.11	4.82	4.38

<b>Hearing Evaluations</b>	Q1	Q2	Q3	Q4	Year to Date Average
Well-prepared for the hearing	4.55	4.30	4.22	4.68	4.44
Courteous to the participants	4.55	4.39	4.17	4.79	4.48
Attentive to testimony and arguments	4.64	4.30	3.94	4.82	4.43
Careful in making the record	4.55	4.33	4.11	4.76	4.44
Allowed parties to explain their case	4.45	4.30	3.89	4.79	4.36
Efficient in the use of hearing time	4.45	4.18	4.06	4.50	4.30
Avoided apparent bias based upon gender, race or ethnicity	4.45	4.45	4.39	4.74	4.51
Treated all participants professionally and fairly	4.45	4.27	4	4.74	4.37
Avoided over-familiarity with the school district	4.45	4.33	4.06	4.76	4.40
Avoided over-familiarity with the parents	4.45	4.45	4.39	4.85	4.54
Did not pre-judge the case	4.36	3.91	3.44	4.67	4.10
Did not allow personal beliefs to influence outcome	3.36	3.82	3.17	4.55	3.73
Did not permit ex parte contacts	4.00	4.25	3.94	4.44	4.16
Exerted control during the hearing	4.27	4.21	4.17	4.59	4.31
Exhibited knowledge of special education law	4.18	4.21	3.94	4.50	4.21
Applied rules of procedure appropriately	4.36	4.00	3.94	4.50	4.20
Applied rules of evidence appropriately	4.45	3.85	3.78	4.41	4.12
Decided the case based upon the evidence	3.91	3.79	3.44	4.48	3.91
Prepared a decision that resolved each issue presented	4.09	4.00	3.72	4.56	4.09
Prepared a decision that was clear and concise	4.27	3.97	3.72	4.63	4.15
<b>Average</b>	4.31	4.17	3.93	4.65	<b>4.27</b>

### ATTACHMENT A

Cases filed with the OAH for the previous fiscal years since July 2005:

<b>Fiscal Year 2005-2006<sup>34</sup></b>	<b>Filings</b>	<b>Fiscal Year 2006-2007</b>	<b>Filings</b>	<b>Fiscal Year 2007-2008</b>	<b>Filings</b>	<b>Fiscal Year 2008-2009</b>	<b>Filings</b>
Jul, 2005	600	Jul, 2006	247	Jul, 2007	277	Jul, 2008	260
Aug, 2005	335	Aug, 2006	251	Aug, 2007	279	Aug, 2008	225
Sep, 2005	329	Sep, 2006	212	Sep, 2007	176	Sep, 2008	219
Oct, 2005	274	Oct, 2006	322	Oct, 2007	219	Oct, 2008	216
Nov, 2005	289	Nov, 2006	166	Nov, 2007	205	Nov, 2008	174
Dec, 2005	492	Dec, 2006	192	Dec, 2007	163	Dec, 2008	174
Jan, 2006	401	Jan, 2007	194	Jan, 2008	186	Jan, 2009	177
Feb, 2006	266	Feb, 2007	188	Feb, 2008	180	Feb, 2009	206
Mar, 2006	251	Mar, 2007	220	Mar, 2008	159	Mar, 2009	237
Apr, 2006	200	Apr, 2007	206	April, 2008	229	April, 2009	250
May, 2006	284	May, 2007	258	May, 2008	254	May, 2009	284
Jun, 2006	291	Jun, 2007	292	June, 2008	299	June, 2009	298
<b>Total Filings</b>	<b>4012</b>	<b>Total Filings</b>	<b>2748</b>	<b>Total Filings</b>	<b>2626</b>	<b>Total Filings</b>	<b>2720</b>

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<sup>34</sup> The case filings for fiscal year 2005-2006 are inflated due to the number of active case files transferred to OAH in “off-calendar” status from the Special Education Hearing Office (SEHO), who held the contract with CDE until July 1, 2005.

## ATTACHMENT B

The chart below reflects a breakdown by district of student-filed cases this quarter.<sup>35</sup>

**School District**

Acalanes Union High S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

Alameda U.S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

Alhambra Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	3

Alhambra Unified School District

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

Alta Loma S. D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

Alvord Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

Anaheim City S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

Anaheim Union High S.D.

<b>Description</b>	<b>Matters</b>
Student Expedited	1
TOTAL MATTER TYPES BY DISTRICT	1

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<sup>35</sup> This section reports items G.3.d.(16) of the scope of work.

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Antelope Valley Union H.S.D.

<b>Description</b>	<b>Matters</b>
Student Dual	1

TOTAL MATTER TYPES BY DISTRICT

Apple Valley Unified S.D.	1
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<b>Description</b>	<b>Matters</b>
Student Dual	1

TOTAL MATTER TYPES BY DISTRICT

Arcadia Unified S.D.	1
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT

Azusa Unified S.D.	2
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
Student DPH without Mediation	1

TOTAL MATTER TYPES BY DISTRICT

Bakersfield City S.D.	2
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

Berkeley Unified S.D.	1
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4

TOTAL MATTER TYPES BY DISTRICT

Birmingham Community Charter High School	4
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

Brea-Olinda Unified S.D.	1
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

Brentwood Union S.D.	1
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

Burbank Unified S.D.	1
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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
California Department of Education	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Capistrano Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4
TOTAL MATTER TYPES BY DISTRICT	4
Carmel Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Castro Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Chico Country Day School	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Chino Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	6
Student Expedited	1
TOTAL MATTER TYPES BY DISTRICT	7
Clovis Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Coachella Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	3
Conejo Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>

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Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	
Corona-Norco Unified S.D.	2
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
Student Dual	1
TOTAL MATTER TYPES BY DISTRICT	
Covina-Valley Unified S.D.	4
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Davis Joint Unified S.D.	1
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Desert Mountain SELPA	1
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	
Desert Sands Unified S.D.	2
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Dixie Elementary S.D.	1
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Downey Unified S.D.	1
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	
Dry Creek Joint Elementary S.D.	3
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Duarte Unified S.D.	1
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

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TOTAL MATTER TYPES BY DISTRICT	1
East Side Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
East Whittier City E.S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
Student DPH without Mediation	1
TOTAL MATTER TYPES BY DISTRICT	4
Eastside Union S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
El Rancho Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
El Segundo Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
El Tejon Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Elk Grove Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	6
Student Dual	1
TOTAL MATTER TYPES BY DISTRICT	7
Fillmore Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Folsom Cordova Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3

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Student DPH without Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Fremont Unified S.D.	4
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4
TOTAL MATTER TYPES BY DISTRICT	
Fresno Unified S.D.	4
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
Student Expedited	1
TOTAL MATTER TYPES BY DISTRICT	
Fullerton Elementary S.D.	3
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	
Fullerton Joint Union High S.D.	2
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	
Garden Grove Unified S.D.	2
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	
Garvey Elementary S.D.	3
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	
Gilroy Unified.S.D.	2
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Glendale Unified S.D.	1
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	
Gravenstein Union Elementary S.D.	3
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

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TOTAL MATTER TYPES BY DISTRICT	1
Grossmont Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
Student Expedited	1
TOTAL MATTER TYPES BY DISTRICT	2
Gustine Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student Dual	1
TOTAL MATTER TYPES BY DISTRICT	1
Hayward Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Hemet Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Hermosa Beach City S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Hollister S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Humboldt County Mental Health	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Huntington Beach Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Inglewood Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	5
TOTAL MATTER TYPES BY DISTRICT	5

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Irvine Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	12

TOTAL MATTER TYPES BY DISTRICT 12

Konocti Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT 1

Lafayette Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT 1

Lake County Superintendent of Schools

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT 1

Lake Elsinore Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT 2

Lancaster Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3

TOTAL MATTER TYPES BY DISTRICT 3

Larkspur Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT 2

Las Virgenes Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3

TOTAL MATTER TYPES BY DISTRICT 3

Lincoln Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT 1

Little Lake City Elementary S.D.

<b>Description</b>	<b>Matters</b>
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Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	
Livermore Valley Joint Unified S.D.	3
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	
Lodi Unified S.D.	3
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	
Long Beach Unified School District	2
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
Student DPH without Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Los Angeles County Mental Health	3
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	5
TOTAL MATTER TYPES BY DISTRICT	
Los Angeles County Office of Education	5
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4
TOTAL MATTER TYPES BY DISTRICT	
Los Angeles Unified S.D.	4
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	294
Student DPH without Mediation	4
Student Dual	3
TOTAL MATTER TYPES BY DISTRICT	
Los Banos Unified SD	301
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Los Gatos Union S.D.	1
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	
Los Gatos-Saratoga Joint Union High SD	1

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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Lowell Joint S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Lucerne Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Lucia Mar Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student Expedited	1
TOTAL MATTER TYPES BY DISTRICT	1
Lynwood Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Marin County Office of Education	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Marysville Joint Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student Dual	1
TOTAL MATTER TYPES BY DISTRICT	1
Mattole Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Mill Valley Elementary S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Milpitas Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

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TOTAL MATTER TYPES BY DISTRICT	1
Modesto City Schools	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Montebello Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Monterey County Mental Health	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Moreno Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Mountain View-Los Altos Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Mt. Diablo Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	5
TOTAL MATTER TYPES BY DISTRICT	5
Natomas Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
Student Expedited	1
TOTAL MATTER TYPES BY DISTRICT	2
New Haven Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Newport-Mesa Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	6
TOTAL MATTER TYPES BY DISTRICT	6

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Northern Humboldt Union High S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Norwalk-La Mirada Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT

	2
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Novato Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Oak Grove Union Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Oakdale Joint Unified School District

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Oakland Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT

	2
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Oakley Union Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Ocean View Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT

	2
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Ocean View School District

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Old Adobe Union Elementary S.D.

<b>Description</b>	<b>Matters</b>
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Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Orange County Health Care Agency	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4
TOTAL MATTER TYPES BY DISTRICT	4
Orange Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	6
TOTAL MATTER TYPES BY DISTRICT	6
Oxnard Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Palo Alto Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Palos Verdes Peninsula Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Panama-Buena Vista Union SD	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Pasadena Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Paso Robles Joint Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Petaluma City Elementary S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

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Piedmont City Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Placentia-Yorba Linda Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3

TOTAL MATTER TYPES BY DISTRICT

	3
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Placerville Union Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Pollock Pines Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Pomona Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT

	2
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Poway U.S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
Student Dual	1
Student Expedited	2

TOTAL MATTER TYPES BY DISTRICT

	5
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Red Bluff Union Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Redondo Beach Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT

	2
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Rialto Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT

	1
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Riverside Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
Student Dual	1
	3
TOTAL MATTER TYPES BY DISTRICT	
Rocklin Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
	1
TOTAL MATTER TYPES BY DISTRICT	
Romoland Elementary S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
	1
TOTAL MATTER TYPES BY DISTRICT	
Roseville Joint Union High S. D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
	3
TOTAL MATTER TYPES BY DISTRICT	
Rowland Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
	3
TOTAL MATTER TYPES BY DISTRICT	
Sacramento City Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student Dual	1
	1
TOTAL MATTER TYPES BY DISTRICT	
Saddleback Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	5
	5
TOTAL MATTER TYPES BY DISTRICT	
San Bernardino City Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4
	4
TOTAL MATTER TYPES BY DISTRICT	
San Bernardino County Health	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
	1
TOTAL MATTER TYPES BY DISTRICT	
San Bernardino County Superintendent of Schools	

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<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Carlos S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	3
San Diego Unified Port District	
<b>Description</b>	<b>Matters</b>
Student Expedited	1
TOTAL MATTER TYPES BY DISTRICT	1
San Diego Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	11
Student Expedited	2
TOTAL MATTER TYPES BY DISTRICT	13
San Dieguito Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Francisco Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	5
TOTAL MATTER TYPES BY DISTRICT	5
San Joaquin County Office of Education	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Jose Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Juan Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
San Leandro Unified S.D.	
<b>Description</b>	<b>Matters</b>

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Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Luis Obispo County Office of Education	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Mateo County Mental Health	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Mateo Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Rafael City Schools ESD	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
San Ramon Valley Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	3
Santa Ana Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Santa Clara County Mental Health	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	5
TOTAL MATTER TYPES BY DISTRICT	5
Santa Clara Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Santa Monica-Malibu Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	5
TOTAL MATTER TYPES BY DISTRICT	5

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Saugus Union Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Scotts Valley Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Sebastopol Union Elementary S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Sequoia Union High S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT	2
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Sonoma County Mental Health

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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South Pasadena Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2

TOTAL MATTER TYPES BY DISTRICT	2
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Southern Kern Unified S.D.

<b>Description</b>	<b>Matters</b>
Student Dual	1

TOTAL MATTER TYPES BY DISTRICT	1
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Spreckels Union S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Standard School District

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Sweetwater Union High S.D.

<b>Description</b>	<b>Matters</b>
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Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Tamalpais Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Tehama County Office of Education	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Templeton Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Torrance Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	7
TOTAL MATTER TYPES BY DISTRICT	7
Travis Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Tustin Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Twin Rivers Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student Dual	1
TOTAL MATTER TYPES BY DISTRICT	1
Upland Unified .S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Vacaville Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2

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Valley Center-Pauma Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Victor Valley Union High S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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View Park Preparatory CS

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Walnut Valley Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Washington Union Elementary SD (SALINAS)

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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West Contra Costa Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4

TOTAL MATTER TYPES BY DISTRICT	4
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West Covina Unified S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Westminster School District

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1

TOTAL MATTER TYPES BY DISTRICT	1
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Westside Union S.D.

<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	4

TOTAL MATTER TYPES BY DISTRICT	4
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Whittier City Elementary S.D.

<b>Description</b>	<b>Matters</b>
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Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
William S. Hart Union High S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	3
TOTAL MATTER TYPES BY DISTRICT	3
Wilsona Elementary S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Windsor Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	2
TOTAL MATTER TYPES BY DISTRICT	2
Woodland Joint Unified S.D.	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
YOLO COOUNTY MENTAL HEALTH	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1
Yolo County Department of Alcohol, Drug, and Mental Health Services	
<b>Description</b>	<b>Matters</b>
Student DPH with Mediation	1
TOTAL MATTER TYPES BY DISTRICT	1

**ATTACHMENT C**

<b>District:</b>	<b>Case Number:</b>	<b>Appeal Outcome:</b>
Acalanes UHSD	2005110113	Dismissed
Alameda City USD	2006090010, 2006100365, 2006100740	Pending
Alameda USD	2007100793	Pending
Alhambra USD	2006020312	Dismissed
Alvord USD	2005070955	Upheld
Antelope Valley UHSD	2005070756	Upheld
Baldwin Park USD	2008040542	Pending
Bellflower USD	2007020519, 2005110764	Remanded
Bellflower USD	2009080509	Pending
Berkeley USD	2007080099	Pending
Bonita USD	2006020528	Settled
Buckeye USD	2009040469	Pending
Burlingame SD	2008030820	Dismissed
Byron Union HSD	2006030866	Settled
CA School Deaf	2005090646	Settled
Capistrano USD	2005070135	Reversed in part <sup>36</sup>
Capistrano USD	2005090873	Settled
Capistrano USD	2006120443	Withdrawn
Capistrano USD	2006100267	Pending
Capistrano USD	2006100267	Pending
Capistrano USD	2006100469	Pending
Capistrano USD	2008050057	Pending
Carlsbad USD	2008030631	Dismissed
Chula Vista ESD	2005060656, 2006010691	Dismissed
Clovis USD	2005110662	Dismissed
Clovis USD	2006030082	Settled
Clovis USD	2007060634	Pending
Clovis USD	2009050619, 2009040524 2009020717, 2008110543	Pending

<sup>36</sup> OAH's decision was reversed in part and remanded to OAH to determine the appropriate reimbursement for educational services.

<b>District:</b>	<b>Case Number:</b>	<b>Appeal Outcome:</b>
Colton Joint USD	2006070438	Upheld
Compton USD	2005070151, 2005070129	Dismissed
Compton USD	2006010083	Remanded
Compton USD	2005110837	Upheld
Compton USD	2005071091	Withdrawn
Compton USD	2006011030	Withdrawn
Covina-Valley USD	2005060599	Dismissed
Covina-Valley USD	2005080655, 2005070205	Upheld in Part <sup>37</sup>
Downey USD	2005070481	Settled
Downey USD	2005070522	Settled
Dublin USD	2006060896	Dismissed
East Whittier City SD	2005090275	Pending
East Whittier USD	2005120635	Dismissed
Encinitas USD	2007060731	Pending
Escondido HSD	2009030297	Pending
Escondido UESD	2006051042, 2006070791	Dismissed
Exeter Union ESD	2009081099	Pending
Fallbrook Union HSD	2007090067, 2007090141	Dismissed
Fremont USD	2006050433	Remanded
Fremont USD	2007010545	Pending
Fremont USD	2007090800	Pending
Fresno USD	2006090026	Pending
Garden Grove USD	2005070363	Settled
Garden Grove USD	2005090691	Pending
Garden Grove USD	2007080547	Upheld in Part
Garvey ESD	2007080433	Pending
Garvey ESD	2007100989	Pending
Gateway USD	2005080397	Settled
Glendora USD	2006110090	Dismissed
Hacienda La Puente USD	2007050041	Settled

<sup>37</sup> The court found that two goals in an IEP contained inadequate present levels and ordered the district to reimburse student for costs to obtain private services to meet the goals.

<b>District:</b>	<b>Case Number:</b>	<b>Appeal Outcome:</b>
Hayward USD	2007080062	Dismissed
Hemet USD	2007090175	Pending
High Tech Middle Media Arts	2006090461	Dismissed
Huntington Beach	2005080264	Pending
Kern HSD	2005070832	Dismissed
Lake Elsinore USD	2007030019	Dismissed
Lafayette SD	2008120161, 2009040640	Pending
Lancaster ESD	2007120356	Settled
Lancaster ESD	2008010456	Pending
Lancaster ESD	2007120356	Pending
Long Beach USD	2005070425	Upheld
Long Beach USD	2005080935	Settled
Long Beach USD	2005070442	Pending
Long Beach USD	2005070128	Upheld in Part
Long Beach USD	2006100156	Pending
Long Beach USD	2007040442	Pending
Long Beach USD	2007060040	Pending
Long Beach USD	2008090863	Pending
Los Altos ESD	2005070166	Dismissed
Los Angeles USD	2005070253	Dismissed
Los Angeles USD	2005070266	Dismissed
Los Angeles USD	2005070427	Pending
Los Angeles USD	2005090882	Reversed In Part <sup>38</sup>
Los Angeles USD	2006050447	Settled
Los Angeles USD	2006010962	Upheld
Los Angeles USD	2006070443	Dismissed
Los Angeles USD	2009060016	Pending
Los Angeles USD	2009060442	Pending
Manhattan Beach USD	2007030412	Upheld
Menlo Park City USD	2005090654	Upheld
Menlo Park City USD	2010020281	Pending

<sup>38</sup> Reversed OAH’s decision only as to prospective relief and awarded Student approximately three weeks’ reimbursement for behavior support services from a specific provider.

<b>District:</b>	<b>Case Number:</b>	<b>Appeal Outcome:</b>
Merced CMH	2005080918	Dismissed
Monrovia USD	2006030450	Pending
Montecito USD	2009050484	Pending
Moreno Valley USD	2008120288	Pending
Mt. Diablo USD	2006011039	Dismissed
Mt. Diablo USD	2005090266	Pending
Newport-Mesa USD	2007060082	Dismissed
Newport-Mesa USD	2005100636	Settled
Newport-Mesa USD	2007020786	Pending
Oak Grove ESD	2007100353	Pending
Oakley Union ESD	2006100061	Pending
Orange COE	2006100050	Pending
Orange COE	2008120021, 2009020130	Pending
Orange USD	2005070130	Upheld
Orange USD	2006080125	Pending
Pajaro Valley USD	2005120162	Remanded
Pajaro Valley USD	2005080792	Upheld
Palm Springs USD	2006010564	Dismissed
Placentia-Yorba Linda	2005071105	Upheld
Placentia-Yorba Linda USD	2006010306	Upheld
Pleasanton USD	2007030300	Pending
Pomona USD	2005070523	Reversed
Pomona USD	2006010049	Reversed in Part <sup>39</sup>
Poway USD	2005120568, 2005120386, 2005090003, 2005090004	Upheld
Poway USD	2005080077	Pending
Poway USD	2006090433, 2006120311	Pending
Poway USD	2009051033	Pending
Poway USD	2009020454	Pending
Poway USD	2009070998	Pending
Redlands USD	2006100159	Pending

<sup>39</sup> The court reversed only as to reimbursement and ordered the District to pay the costs of an independent evaluation and private therapy program.

<b>District:</b>	<b>Case Number:</b>	<b>Appeal Outcome:</b>
Reed Union SD	2006020660	Settled
Rialto USD	2006080715	Pending
Ripon USD	2007020741	Upheld
Ripon USD	2008020059	Pending
Riverside USD	2005110775	Upheld
Riverside USD	2007090403	Pending
Rocklin USD	2006110278	Upheld
Saddleback Valley USD	2005070193	Dismissed
San Diego	2007010848	Pending
San Diego USD	2006020294, 2006040313	Dismissed
San Diego USD	2005100882	Upheld
San Diego USD	2007110823	Upheld in Part
San Dieguito Union	2006020562	Settled
San Francisco USD	2006070837	Settled
San Francisco USD	2006100345	Settled
San Luis Coastal USD	2007010836	Dismissed
San Mateo UHSD	2006070550	Upheld <sup>40</sup>
Santa Monica Malibu USD	2006060902	Pending
San Rafael City HSD	2007050679	Dismissed
San Ramon Valley	2005071031	Upheld
San Ramon Valley	2005071032	Withdrawn
San Ramon Valley	2006050839	Withdrawn
San Ramon Valley USD	2005110307	Dismissed
San Ramon Valley USD	2005071023	Settled
San Ramon Valley USD	2005070815	Settled
Santa Ana USD	2005090037	Upheld
Santa Ana USD	2005090037	Upheld
Santa Barbara COE	2005071043	Dismissed
Santa Maria JUHSD	2006070104	Pending
Santa Monica-Malibu	2006060902	Reversed
Santa Monica-Malibu	2007050008	Pending
Sequoia Union HSD	2006120087	Dismissed

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40 This decision is currently on appeal with the 9th Circuit Court of Appeals.

<b>District:</b>	<b>Case Number:</b>	<b>Appeal Outcome:</b>
Simi Valley USD	2006090233	Upheld
Simi Valley USD	2007030879	Pending
Snowline JUSD	2005100716	Settled
Solana Beach	2007070255	Pending
St. Helena	2008110309	Pending
Sylvan UESD	2006030058	Remanded
Temecula Valley USD	2005070197	Dismissed
Temecula Valley USD	2008060431	Dismissed
Temecula Valley USD	2007050302	Pending
Torrance USD	2005110591	Upheld
Torrance USD	2007010830	Remanded
Torrance USD	2006030068	Settled
Tustin Unified	2005090544	Upheld
Tustin USD	2006010451	Dismissed
Twin Rivers USD	2009050043, 2009050920	Pending
Upland USD	2005110360	Dismissed
Valley Center-Pauma USD	2007020349	Dismissed
Yuba City USD	2006100776	Pending
Yucaipa-Calimesa	2005070042	Remanded
Yucaipa-Calimesa JUSD	2005070683	Dismissed