

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT on behalf of STUDENT,

v.

MONROVIA UNIFIED SCHOOL  
DISTRICT.

OAH CASE NO. 2009020777

ORDER DENYING REQUEST FOR  
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. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f).) Speedy resolution of the due process hearing is mandated by law and continuance of the hearing may be granted only upon a showing of good cause. (Ed. Code, § 56505, subd. (f).)

The request has been reviewed by OAH and good cause does not exist and the request for continuance is:

Denied. The prehearing conference and hearing dates and timelines shall proceed as calendared. Here, the parties have requested a continuance of the hearing dates, and OAH is inclined to grant the continuance. However, the parties did not meet and confer regarding new hearing dates as is required by OAH. Forms are available on the OAH website that explain the procedure. Trial setting conferences are set only in unusual cases. The parties may re-submit the request to continue after they have agreed upon hearing dates that are set within 60-90 days.

IT IS SO ORDERED.

Dated: April 06, 2009

/s/

ANN F. MACMURRAY  
Presiding Administrative Law Judge  
Office of Administrative Hearings