

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

BURBANK UNIFIED SCHOOL
DISTRICT,

v.

PARENT on behalf of STUDENT.

OAH CASE NO. 2009040479

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING TSC

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).)

Student has filed his second request for continuance in order to obtain legal representation. In May, after the first continuance was granted on this basis, Student did, in fact, obtain an attorney. On July 16, 2009, the day before the prehearing conference, Student's attorney withdrew from representation. Student's request for a second continuance is based on good cause and therefore the request for continuance is:

Granted. All dates are vacated. This matter will be set for the following dates and times:

Trial Setting Conference: 07/27/2009 at 2:00PM

IT IS SO ORDERED.

Dated: July 23, 2009

/s/

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