

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

ETIWANDA SCHOOL DISTRICT AND
SAN BERNARDINO COUNTY
SUPERINTENDENT OF SCHOOLS.

OAH CASE NO. 2010100803

ORDER GRANTING REQUEST FOR
CONTINUANCE OF PREHEARING
CONFERENCE

On November 24, 2010, counsel for Student filed with the Office of Administrative Hearings (OAH) a Notice of Unavailability, informing OAH and the parties that he is outside of the United States and unavailable for proceedings in this matter from November 20 to December 1, 2010. Currently scheduled in the case is a prehearing conference (PHC) set for December 1, 2010. OAH will treat the Notice of Unavailability as a motion to continue the presently scheduled PHC. Counsel for the Etiwanda School District and San Bernardino County Superintendent of Schools has not filed a response to the Notice of Unavailability.

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)(3).) A continuance may be granted upon a showing of good cause. (Ed. Code, § 56505, subd. (f)(3).)

OAH has reviewed the request for good cause and the request is:

Granted. This matter will be set as follows:

Mediation:	N/A
Trial Setting Conference:	N/A
Prehearing Conference:	12/06/2010, at 1:30 p.m.
Due Process Hearing:	12/09/2010 (initially scheduled hearing date).

IT IS SO ORDERED.

Dated: November 30, 2010

/s/

TIMOTHY L. NEWLOVE
Presiding Administrative Law Judge
Office of Administrative Hearings

