

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

TWIN RIVERS UNIFIED SCHOOL
DISTRICTS,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011020609

ORDER DENYING REQUEST FOR
RECONSIDERATION

On March 15, 2011, the undersigned administrative law judge issued an order denying Student's Motion for Stay Put. On March 19, 2011, Student filed a request for reconsideration on the grounds that District had not filed an opposition, that a similar denial was issued in a matter filed by Student, and that in general, Student had a right to educational services. On March 21, 2011, District filed an opposition.

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

Here, Student has not shown that any new facts, circumstances, or changes in law that would justify reconsideration. Whether or not an opposition was filed is not grounds for granting a motion. Accordingly, Student's request for reconsideration is denied.

IT IS SO ORDERED.

Dated: March 22, 2011

/s/

RICHARD T. BREEN
Administrative Law Judge
Office of Administrative Hearings