

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT(S) ON BEHALF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL  
DISTRICT AND PROMONA UNIFIED  
SCHOOL DISTRICT.

OAH CASE NO. 2011030257

ORDER CONTINUING PREHEARING  
CONFERENCE

On April 18, 2011, the Student made a request to continue the prehearing conference (PHC) and the first day of due process hearing (DPH) in this matter at a continuance hearing held before Administrative Law Judge Stella L. Owens-Murrell, Office of Administrative Hearings (OAH). Sara Gapasin, Attorney at Law, appeared on behalf of Student. Andrea Epps, Attorney at Law, appeared on behalf of the Pomona Unified School District. Donald Irwin, Attorney at Law, appeared on behalf of the Los Angeles Unified School District.

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).) 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)(3).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, rule 3.1332.) Generally, continuances of matters are disfavored. (Cal. Rules of Court, rule 3.1332(c).)

OAH has reviewed the request for good cause and the request is granted. The PHC, scheduled for April 18, 2011, and the first day of DPH, initially scheduled for April 25, 2011, are vacated. This matter will be set as follows:

Prehearing Conference: April 25, 2011 at 1:30 p.m.  
Due Process Hearing: April 26, 2011 at 9:30 a.m.

IT IS SO ORDERED.

Dated: April 18, 2011

/s/

---

STELLA OWENS-MURRELL  
Administrative Law Judge  
Office of Administrative Hearings