

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

WEST CONTRA COSTA UNIFIED
SCHOOL DISTRICT.

OAH CASE NO. 2011031210

ORDER GRANTING REQUEST FOR
CONTINUANCE AND SETTING
MEDIATION, PREHEARING
CONFERENCE AND DUE PROCESS
HEARING

On June 16, 2011, the parties filed a request to continue the dates in this matter. Parties requested a specific mediation date and indicated they would later inform the Office of Administrative Hearings (OAH) of agreed upon prehearing conference and due process hearing dates.

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. All dates are vacated. The parties may request a further continuance if good cause warrants. This matter will be set as follows:

Mediation:	June 23, 2011, at 12:30 PM
Prehearing Conference:	August 10, 2011, 10:00 AM
Due Process Hearing:	August 18, 2011, at 9:30 AM

IT IS SO ORDERED.

Dated: June 17, 2011

/s/

BOB VARMA
Presiding Administrative Law Judge (acting)
Office of Administrative Hearings