

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

LANCASTER SCHOOL DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011040862

ORDER GRANTING MOTION TO
WITHDRAW ISSUE

On April 22, 2011, Lancaster School District (District) filed a Request for Due Process Hearing (complaint) naming Student as respondent. On May 11, 2011, District filed a Motion to Withdraw, without prejudice, the issue related to the public funding of Independent Educational Evaluations (IEEs) with regard to District's multidisciplinary and speech and language assessments. The motion is based on Student's withdrawal of a request for IEEs in these two areas, at public expense.

Student filed no opposition to this motion. Withdrawal of this issue modifies paragraph III of the complaint to state:

Whether the District's Itinerant Orthopedic Impairment (ITOI) report conducted in preparation for Student's triennial independent educational program (IEP) team meeting was appropriate under the Individuals with Disabilities Education Act (IDEA) as defined by applicable state and federal law and regulations.

District's unopposed request for withdrawal of a portion of paragraph III of the complaint is granted. The matter shall proceed as scheduled on the issue as modified above.

Dated: May 19, 2011

/s/

MICHAEL G. BARTH
Administrative Law Judge
Office of Administrative Hearings