

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

JEFFERSON ELEMENTARY SCHOOL
DISTRICT (DALY CITY).

OAH CASE NO. 2013020053

ORDER DENYING MOTION TO
AMEND COMPLAINT

On January 30, 2013, Student filed a Due Process Hearing Request, naming the Jefferson Elementary School District (District). On August 30, 2013, Student filed an Amended Due Process Hearing Request (amended complaint).

On February 8, 2013, Shawn Olson Brown, attorney for District, filed a Notice of Representation in this matter. Student's proof of service on the amended complaint establishes that Student served District, but did not serve District's counsel. Student's amended complaint is treated as a request to amend, and submission of an amended complaint should the motion be granted. Because Student failed to serve District's counsel, Student's request to amend the complaint is denied, without prejudice. Student may refile the request, upon carrying out proper service of process.

IT IS SO ORDERED.

Dated: September 5, 2013

/s/

BOB N. VARMA
Presiding Administrative Law Judge
Office of Administrative Hearings