

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ROSEVILLE CITY ELEMENTARY
SCHOOL DISTRICT, PLACER COUNTY
OFFICE OF EDUCATION, and
ROSEVILLE JOINT UNION HIGH
SCHOOL DISTRICT..

OAH CASE NO. 2013080295

ORDER GRANTING STUDENT'S
MOTION TO PREMARK EXHIBITS
AND DENYING HIS REQUEST RE
DATE TO SERVE EXHIBIT BINDERS
AS MOOT

On October 16, 2013, Student filed a motion with the Office of Administrative Hearings (OAH) asking that he be permitted to mark the exhibits in his exhibit binders consecutively as "S-1, S-2, etc." In addition, because Monday November 11, 2013, is a legal holiday, Student asked to be permitted to serve his exhibit binders on the attorneys for the Roseville City Elementary School District and Roseville Joint Union High School District (referred to jointly in this order as "the Districts") and Placer County Office of Education (PCOE) on November 12, 2013. The Districts and PCOE did not file a response.

DISCUSSION AND ORDER

As Student points out in his motion, the undersigned ALJ routinely orders the exhibits in a student's exhibit binders to be labeled with consecutive numbers, "S-1, S-2, etc." in the order issued after the prehearing conference (PHC). Because the PHC will be convened on November 8, 2013, and Student wishes to start preparing his exhibit binders earlier than that date, Student's request concerning the labeling of the exhibits in his binders is granted.

Education Code section 56505, subdivision (e)(7) requires the parties to serve their exhibits on each other no later than five days prior to the date the hearing commences. In conjunction with the way OAH calculates this time period, November 12, 2013, is five

business days before the date the hearing begins, so Student's request is unnecessary, and will be denied as moot because Student serving the exhibits by November 12, 2013, will comply with the legal requirements.

IT IS SO ORDERED.

Dated: October 24, 2013

/s/

REBECCA FREIE
Administrative Law Judge
Office of Administrative Hearings