

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT; VIEW PARK PREPARATORY
ACCELERATED HIGH SCHOOL;
INGLEWOOD UNIFIED SCHOOL
DISTRICT; ICEF INGLEWOOD MIDDLE
CHARTER ACADEMY.

OAH Case No. 2014071101

ORDER GRANTING MOTION TO
DISMISS INGLEWOOD UNIFIED
SCHOOL DISTRICT.

On July 18, 2014, Student filed a Request for Due Process Hearing naming Inglewood Unified School District (Inglewood), among entities, as a respondent.

On August 6, 2014, Inglewood filed a motion to be dismissed as a party alleging that it has had no involvement with Student or responsibility to provide her special education and related services at any time within the statutory period alleged in Student's complaint.

On August 8, 2014, Student filed a response to the motion requesting that Inglewood be dismissed as a party.

The Office of Administrative Hearings received no response from the other entities named in the complaint.

APPLICABLE LAW

Special education due process hearing procedures extend to the parent or guardian, to the student in certain circumstances, and to "the public agency involved in any decisions regarding a pupil." (Ed. Code, § 56501, subd. (a).) A "public agency" is defined as "a school district, county office of education, special education local plan area, . . . or any other public agency . . . providing special education or related services to individuals with exceptional needs." (Ed. Code, §§ 56500 and 56028.5.)

DISCUSSION

In the present matter, Inglewood contends that it is not now and has never been responsible for providing Student special education or related services at any time within the statutory period. Student did not dispute this contention and specifically requested that Inglewood be dismissed as a party to this action.

ORDER

Inglewood's motion to be dismissed is granted. Inglewood Unified School District is dismissed as a party in the above-entitled matter. The matter will proceed as scheduled against the remaining parties.

IT IS SO ORDERED.

DATE: August 14, 2014

/s/

JOY REDMON
Administrative Law Judge
Office of Administrative Hearings