

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

PALO ALTO UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2015031133

ORDER DENYING PALO ALTO'S
MOTION TO DISMISS AND SETTING
PREHEARING CONFERENCE

On March 20, 2015, on behalf of Student, Parents filed a request for a due process hearing (complaint) naming Palo Alto Unified School District. On April 1, 2015, Palo Alto filed a request for dismissal on the basis that all issues had been resolved by way of a settlement agreement. The request was accompanied by a copy of a settlement agreement between Student and Palo Alto. As the complaint was filed by Student, Student must file a request for dismissal with the Office of Administrative Hearings (OAH). Additionally, Palo Alto did not provide proof that Student was served. Accordingly, Palo Alto's request for dismissal is denied.

As this case is currently set for hearing on May 14, 2015, a Prehearing Conference needs to be held prior to the hearing. **Therefore, a telephonic Prehearing Conference is scheduled for May 11, 2015 at 1:00 PM.** The parties are expected to participate in the Prehearing Conference unless Parents file a notice of dismissal with the OAH prior to May 14, 2015.

IT IS SO ORDERED.

Dated: May 8, 2015

/s/

B. ANDREA MILES
Administrative Law Judge
Office of Administrative Hearings