

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

GLENDALE UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2015100742

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On October 21, 2015, Student filed a Due Process Hearing Request (complaint) with the Office of Administrative Hearings, naming Glendale Unified School District. On February 25, 2016, Student filed a Motion to Amend the Due Process Hearing Request (amended complaint). District stipulated to the filing of the amended complaint.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

The motion to amend is timely and is granted. The Amended Complaint contains new allegations and issues not in the original complaint. The amended complaint shall be deemed filed and all applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates. All prior dates are vacated.

IT IS SO ORDERED.

DATE: February 29, 2016

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LAURIE GORSLINE

Administrative Law Judge

Office of Administrative Hearings