

BEFORE THE  
OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ROSEVILLE JOINT UNION HIGH  
SCHOOL DISTRICT.

OAH Case No. 2015101010

ORDER GRANTING PEREMPTORY  
CHALLENGE

On January 20, 2016, Roseville Joint Union High School District filed a motion seeking to challenge the assignment of Administrative Law Judge Rebecca Freie in the above captioned matter. Roseville's peremptory challenge is made pursuant to Government Code section 11425.40, subdivision (d), of the Administrative Procedures Act, and California Code of Regulations, title 1, section 1034.

Government Code section 11425.40, subdivision (d), establishes the criteria for disqualification of the presiding officer. A party is entitled to one peremptory challenge (disqualification without cause) to an ALJ assigned to an Office of Administrative Hearings hearing. (Cal. Code Regs., tit. 1, § 1034, subs. (a) & (b); Gov. Code, § 11425.40, subd. (d).) Roseville's peremptory challenge is timely made and is granted pursuant to Government section 11425.40, subdivisions (a) and (d), and California Code of Regulations, title 1, section 1034, subdivision (c). The matter is reassigned to ALJ Lisa Lunsford.

IT IS SO ORDERED.

DATE: January 21, 2016

/s/

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MARGARET BROUSSARD  
Presiding Administrative Law Judge  
Office of Administrative Hearings