BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. ALHAMBRA UNIFIED SCHOOL DISTRICT, WHITTIER UNION HIGH SCHOOL DISTRICT AND WHITTIER AREA COOPERATIVE SPECIAL EDUCATION LOCAL PLAN AREA.	OAH CASE NO. 2013050780 ORDER FOLLOWING PRE-HEARING CONFERENCE

On July 8, 2013, a telephonic prehearing conference (PHC) was held before Administrative Law Judge (ALJ) Judith L. Pasewark, Office of Administrative Hearings (OAH). Mark Woodsmall, Attorney at Law, represents Parents on behalf of Student (Student). Cole Dalton, Attorney at Law, represents Alhambra Unified School District (Alhambra). Darin Barber, Attorney at Law, represents Whittier Union High School District (Whittier), and Whittier Area Cooperative Special Education Local Plan Area (SELPA). None of the attorneys appeared for the PHC, nor did any of the parties submit a PHC Statement. The PHC was not recorded.

After contacting Mr. Woodsmall and Mr. Barber's offices and speaking with their staff members, it appears that they were under the impression that a request for continuance executed by all of the parties had been forwarded to OAH on July 2, 2013. A voice mail was left for Mr. Dalton to verify this information as well. OAH staff reports there is no record of any such correspondence being received by OAH, and therefore, no continuance of the matter has yet been granted. As a result, this ALJ shall continue the matter on her own motion to the dates understood to have been mutually agreed upon by the parties.

1. Hearing Dates, Times, and Location. The hearing is continued and shall take place on August 27 and 28, 2013, and continuing day to day thereafter, Monday through Thursday as needed at the discretion of the ALJ. The hearing shall begin each day at 9:30 a.m. and end at 4:30 p.m., unless otherwise ordered. The hearing shall take place at the Alhambra Unified School District's offices located at 1515 West Mission Road, Alhambra, CA 91803.

A telephonic prehearing conference shall take place on August 19, 2013, at 1:00 p.m. OAH shall initiate the telephone call. Each of the attorneys shall be available by telephone for the PHC and PHC statements shall be filed in a timely fashion.

2. Settlement. The parties are encouraged to continue working together to reach an agreement before the due process hearing. The parties shall inform OAH in writing immediately should they reach a settlement or otherwise resolve the dispute before the scheduled hearing. In addition, if a settlement is reached within five days of the scheduled start of the due process hearing, the parties shall also inform OAH of the settlement by telephone at (916) 263-0880.

Dates for PHC and hearing will not be cancelled until the letter of withdrawal or signature page of the signed agreement has been received by OAH. If an agreement in principle is reached, the parties should plan to attend the scheduled hearing unless different arrangements have been agreed upon by the assigned ALJ.

3. Failure to comply with this order may result in the exclusion of evidence or other sanctions.

IT IS SO ORDERED.

Dated: July 08, 2013

/s/
JUDITH PASEWARK
Administrative Law Judge
Office of Administrative Hearings