BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

SAN DIEGUITO UNION HIGH SCHOOL DISTRICT,
NORTH COASTAL CONSORTIUM FOR SPECIAL EDUCATION, AND
SAN DIEGO COUNTY OFFICE OF EDUCATION.

OAH CASE NUMBER 2021050037

ORDER DENYING SAN DIEGO COUNTY OFFICE OF EDUCATION'S MOTION TO BE DISMISSED AS A PARTY AS MOOT

JUNE 2, 2021

On April 29, 2021, Parents on behalf of Student filed a Due Process Hearing Request, called a complaint, with the Office of Administrative Hearings, naming San Dieguito Union High School District, North Coastal Consortium for Special Education, and San Diego County Office of Education. San Diego County Office of

Education is referred to as SDCOE. The Office of Administrative Hearings is referred to as OAH.

On May 17, 2021, OAH found Student's complaint insufficiently pled against North Coastal Consortium. OAH permitted Student to file an amended complaint within 14 days of the Order.

On May 20, 2021, SDCOE filed a motion to be dismissed as a party. Student filed an opposition on May 25, 2021. SDCOE filed a reply to the opposition on May 27, 2021.

Student filed an amended complaint, received by OAH on June 1, 2021, naming the same three respondents. Student's amended complaint was timely as May 31, 2021, was a holiday.

In light of Student's amended complaint, SDCOE's motion to be dismissed as a party in the initial complaint is denied as moot. SDCOE may refile its motion to be dismissed as a party in the amended complaint.

IT IS SO ORDERED.

Rommel P. Cruz

Rommel P. Cruz
Administrative Law Judge
Office of Administrative Hearings