BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

ATASCADERO UNIFIED SCHOOL DISTRICT AND SAN LUIS OBISPO COUNTY OFFICE OF EDUCATION

OAH CASE NUMBER 2025010625

ORDER GRANTING MOTION TO AMEND COMPLAINT

APRIL 10, 2025

On January 17, 2025, Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, naming the Atascadero Unified School District and the San Luis Obispo County Office of Education. The Office of Administrative Hearings is referred to as OAH. On April 9, 2025, Student filed a Motion to Amend the Due Process Hearing Request and an amended complaint. On April 10, 2025, Atascadero and the County Office filed notices of non-opposition.

An amended complaint may be filed when the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or when the hearing officer grants permission. The hearing officer may grant permission at

any time more than five days before 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 was filed more than five days prior to the non-expedited due process hearing. Therefore, it is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

Charles Marson

Charles Marson
Administrative Law Judge
Office of Administrative Hearings