BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE CONSOLIDATED MATTERS INVOLVING:

WALNUT VALLEY UNIFIED SCHOOL DISTRICT,

and

PARENT ON BEHALF OF STUDENT,

OAH CASE NUMBER 2026031218

OAH CASE NUMBER 2026020438

ORDER CONTINUING DUE PROCESS HEARING

APRIL 16, 2026

On April 13, 2026, the Office of Administrative Hearings, called OAH, held a prehearing conference. During the prehearing conference, Parent confirmed that she requires the assistance of a Mandarin language interpreter to participate in the due process hearing. OAH granted Parent's request for a Mandarin language interpreter.

OAH has diligently sought Mandarin language interpreters for the currently scheduled due process hearing dates of April 21, 22, and 23, 2026. Despite a diligent search with multiple vendors, OAH was unable to secure the required interpreters for those dates. The earliest OAH can secure interpreters is for May 4, through 8, 2026.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted for good cause. (34 C.F.R. § 300.515(a) & (c) (2006); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3); Cal. Code Regs., tit. 1, § 1020.) As a result, continuances are disfavored. Good cause may include:

- the unavailability of a party, counsel, or an essential witness due to death, illness or other excusable circumstances;
- substitution of an attorney when the substitution is required in the interests of justice;
- a party's excused inability to obtain essential testimony or other material evidence despite diligent efforts; or
- another significant, unanticipated change in the status of the case as a result of which the case is not ready for hearing.

(Ed. Code, § 56505, subd. (f)(3); Cal. Rules of Court, rule 3.1332(c).)

OAH considers all relevant facts and circumstances, including:

- the proximity of the hearing date;
- previous continuances or delays;
- the length of continuance requested;
- the availability of other means to address the problem giving rise to the request;
- prejudice to a party or witness as a result of a continuance;
- the impact of granting a continuance on other pending hearings;
- whether trial counsel is engaged in another trial;
- whether the parties have stipulated to a continuance;

- whether the interests of justice are served by the continuance or imposing conditions on the continuance; and
- any other relevant fact or circumstance.

(Cal. Rules of Court, rule 3.1332(d).)

Here, Parent requires the assistance of a Mandarin language interpreter to participate in the due process hearing. Parent's ability to participate in the due process hearing is integral to Parent's and Student's due process rights. Accordingly, there is good cause to continue the matter.

All currently scheduled dates are vacated. The matter will proceed as follows:

DUE PROCESS HEARING will be held on May 4, 5, 6, 7, and 8, 2026.

The due process hearing will be held by videoconference or telephone. The due process hearing will begin at 11:00 AM on Monday May 4, 2026, and 9:30 AM on all other days, and end at 3:30 PM on all days, unless otherwise ordered. The hearing will continue day to day, as needed, Mondays and Fridays included, at the discretion of the Administrative Law Judge.

The parties must immediately give potential witnesses the hearing dates, and must subpoena witnesses, if necessary, so they are available to testify.

Failing to properly notify or subpoena a witness is not good cause to delay the hearing.

IT IS SO ORDERED.

Ashok Pathi

Ashok Pathi

Administrative Law Judge

Office of Administrative Hearings