BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. OAKLAND UNIFIED SCHOOL DISTRICT.	OAH Case No. 2018050070 ORDER GRANTING STUDENT'S MOTION TO COMPEL RESPONSE

On May 1, 2018, Student filed a request for due process with the Office of Administrative Hearings. On May 17, 2018, Student filed a motion to compel Oakland Unified to file a response and schedule a telephonic hearing to determine the adequacy of Oakland's response. No response was received from Oakland Unified.

State and federal law require a school district to respond to a due process complaint within 10 days of receiving the complaint. This response must specifically address the issues raised in the due process hearing request notice. (Ed. Code § 56502(d)(A)(D).)

Oakland Unified is hereby ordered to provide Student with a response to their due process complaint by 3:00 p.m. on Thursday, May 31, 2018.

Student's request to schedule a telephonic hearing to determine the adequacy of Oakland's response is denied as premature.

IT IS SO ORDERED.

DATE: May 29, 2018

DocuSigned by:
Tiffany Gilmartin
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TIFFANY GILMARTIN
Administrative Law Judge
Office of Administrative Hearings