BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. LOS ANGELES UNIFIED SCHOOL DISTRICT.	OAH Case No. 2017020034 ORDER DENYING REQUEST FOR RECONSIDERATION

On June 22, 2017, the undersigned administrative law judge issued an Order of Sufficiency of Student's Second Amended Due Process Complaint that determined Student's Issue Nine insufficient. On June 26, 2017, Student filed a request for reconsideration on behalf of Student. On June 26, 2017, District filed an opposition to the request.

APPLICABLE LAW

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

DISCUSSION

Student contends OAH ordered her second amended complaint filed as of June 2, 2017. Student alleges no new facts or law in support of his request. A review of the ALJ's Order Following Prehearing Conferences grants Student's request to file her second amended complaint and *reset all timelines as of the date of the Prehearing Conference Order* which was June 5, 2017. As such, District's Notice of Sufficiency filed on June 15, 2017, remains timely filed. Further, the request is not accompanied by a sworn declaration by Student's advocate, Mr. Attwood

Accordingly, Student's request for reconsideration is denied.

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IT IS SO ORDERED.

DATE: June 28, 2017

DocuSigned by:
Judith Pasewark
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JUDITH PASEWARK
Administrative Law Judge
Office of Administrative Hearings