BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. SAN LORENZO UNIFIED SCHOOL DISTRICT.	OAH CASE NO. 2013040589 ORDER GRANTING MOTION TO AMEND COMPLAINT

On April 15, 2013, Student filed a Due Process Hearing Request (Complaint), naming San Lorenzo Unified School District (District) as the respondent. The Complaint stated nine numbered "problems/complaints," with background information and proposed resolutions. On April 16, 2013, Student filed a Request to Amend the Due Process Hearing (Request), seeking to add one additional "problem/complaint," delineated as number 10. No opposition was received from District.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to 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).)

Student's request to amend is timely made and unopposed. Although the better practice is to include all claims in one document, Student's Complaint and Request set forth Student's 10 claims in an understandable manner, and will be ordered read together as Student's amended complaint.

ORDER

1. Student's request to amend his complaint is granted. The combined complaint and request to amend documents shall be read together and referred to hereafter as Student's amended complaint.

2. 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.

Dated: April 23, 2013

/s/

JUNE R. LEHRMAN
Administrative Law Judge
Office of Administrative Hearings