BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENTS ON BEHALF OF STUDENT, v. LAKE ELSINORE UNIFIED SCHOOL DISTRICT.	OAH Case No. 2016040427 ORDER FOLLOWING PREHEARING CONFERENCE, GRANTING MOTION TO AMEND COMPLAINT, GRANTING CONTINUANCE, AND SETTING NEW DATES

On May 20, 2016, a telephonic prehearing conference was held before Administrative Law Judge Robert Helfand, Office of Administrative Hearings. Tanya Whiteleather, Attorney at Law, appeared on behalf of the Parents on behalf of Student. Cynthia Vargas, Attorney at Law, appeared on behalf of Lake Elsinore Unified School District. The PHC was recorded.

Based on discussion of the parties, the ALJ issues the following order:

Motion to Amend Complaint. On May 19, 2016, Student filed with OAH a motion to file an amended complaint so as to allege two new issues. District does not oppose Student's motion.

A motion to amend 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).)

The motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order.

The parties have stipulated to a continuance and to new dates, which is granted. The new dates are as follows:

MEDIATION:	Parties to contact OAH with agreeable mediation dates.
PREHEARING CONFERENCE:	August 15, 2016 at 3:00 p.m.

DUE PROCESS HEARING:	August 23, 24, and 25, 2016, with the first day of hearing starting at 9:30 a.m., and all other dates at 9:00 a.m., and then continuing Monday through Thursday, at the discretion of the Administrative Law Judge.

IT IS SO ORDERED.

DATE: May 20, 2016

/s/

ROBERT HELFAND
Administrative Law Judge
Office of Administrative Hearings