BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: RIVERSIDE UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2017020006 ORDER FOLLOWING PREHEARING CONFERENCE AND ORDER OF CONTINUANCE

On February 27, 2017[1], a telephonic prehearing conference was held before Administrative Law Judge Judith L. Pasewark, Office of Administrative Hearings. Neither Timothy Walker nor Charity Plaxton-Hennings, special education representatives for Riverside Unified School District, were available for the telephonic prehearing conference. Mother appeared on behalf of Student with the assistance of Spanish language interpreter, Maria Fletes.

Based upon discussion with Mother, the ALJ issues the following order:

1. Hearing Dates, Times, and Location. The hearing is continued at the request of Student and shall take place on April 4, 5, and 6, 2017, and continue day to day, Monday through Thursday, at the discretion of the ALJ. The hearing shall take place at the District's offices located at 5700 Arlington Avenue, Riverside, California 92504. The hearing shall begin at 9:30 a.m. the first day of the hearing and at 9:00 a.m. all other days, unless otherwise ordered. Mother established good cause for a continuance due to the delay in her receiving documents in Spanish as District did not identify Parent as requiring an interpreter in its request for due process hearing.

A telephonic prehearing conference shall take place on March 27, 2017 at 10:00 a.m. OAH shall initiate the telephone call and shall provide a Spanish language interpreter for Mother.

The parties shall immediately notify all potential witnesses of the hearing dates, and shall subpoena witnesses if necessary, to ensure that the witnesses will be available to testify. A witness will not be regarded as unavailable for purposes of showing "good cause" to continue the hearing if the witness is not properly notified of the hearing date or properly subpoenaed, as applicable.

[1] The PHC was continued from February 24, 2017, to obtain a Spanish language interpreter for Mother.

2. All further documents submitted to Mother on behalf of Student in this matter shall be translated from English into Spanish, and Spanish into English.

3. Settlement. The parties are encouraged to continue working together to reach an agreement before the due process hearing. The parties shall inform OAH in writing immediately should they reach a settlement or otherwise resolve the dispute before the scheduled hearing. In addition, if a settlement is reached within five days of the scheduled start of the due process hearing, the parties shall also inform OAH of the settlement by telephone at (916) 263-0880.

Dates for hearing will not be cancelled until the letter of withdrawal or signature page of the signed agreement has been received by OAH.

IT IS SO ORDERED.

DATE: February 27, 2017

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Judith Pasewark
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JUDITH PASEWARK
Administrative Law Judge
Office of Administrative Hearings