BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. BERKELEY UNIFIED SCHOOL DISTRICT.	OAH Case No. 2018030517 ORDER GRANTING MOTION TO AMEND COMPLAINT

On March 12, 2018, Student filed a Request for Due Process Hearing with the Office of Administrative Hearings, naming District. On April 20, 2018, Student filed a Motion to Amend the Request for Due Process Hearing. On April 23, 2018, District filed a notice of non-opposition to Student's motion.

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 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. District did not oppose the motion. 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.

DATE: April 24, 2018

DocuSigned by:
June Lehrman
JUNE LEHRMAN
Administrative Law Judge
Office of Administrative Hearings