BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

SAN DIEGUITO UNION HIGH SCHOOL DISTRICT.

OAH CASE NUMBER 2022030378

ORDER DENYING MOTION TO AMEND COMPLAINT WITHOUT PREJUDICE

JUNE 1, 2022

On March 11, 2022, Parents, on behalf of Student, filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, or OAH, naming San Dieguito Union High School District as respondent. Student has previously filed three other amendments to his complaint.

An amended complaint may be filed when the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or when the hearing officer grants permission. The hearing officer may grant permission at any time more than five days before 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 proposed amended complaint includes the original complaint and several attachments with different dates reflecting the previous amendments. OAH requires a single complaint be filed that contains all issues a party seeks to adjudicate in a single case as opposed to a complaint with a number of attached amendments with various dates. Therefore, Student's request to amend his complaint is denied without prejudice.

Nothing in this order prevents Student from filing a motion to amend with a proposed amended complaint that includes all issues in a single complaint document. OAH has mediators available to consult with self-represented parties who require assistance drafting a complaint. Parents are encouraged to contact the assigned case manager should they wish to speak with a mediator to obtain assistance drafting their complaint.

IT IS SO ORDERED.

Penelope S. Pahl

Penelope S. Pahl
Administrative Law Judge
Office of Administrative Hearings