BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

VISALIA UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2024120011

ORDER DENYING MOTION FOR RECONSIDERATION

MARCH 3, 2025

On February 27, 2025, the undersigned Administrative Law Judge, called the ALJ, issued an order denying the request for continuance of the due process hearing. On February 28, 2025, Visalia Unified School District, referred to as Visalia, filed a motion for reconsideration. Also, on February 28, 2025, Student filed a non-opposition to Visalia's motion for reconsideration.

The Office of Administrative Hearings, called OAH, will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration. The party must seek reconsideration within a reasonable period of time, generally within 10 days. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its

failure to previously provide the different facts, circumstances or law. (See Baldwin v. Home Savings of America (1997) 59 Cal.App.4th 1192, 1199-1200.)

Visalia's new facts explained the short delay in obtaining Parent's signature and their attorney's unavailability to mediate the case before March 24, 2025. However, Visalia's new facts do not address any inability to mediate the case from March 25, 2025, to April 1, 2025. Under these circumstances, Visalia's facts did not justify a need to continue the due process hearing.

Visalia has not established the February 27, 2025, order should be reconsidered. The motion for reconsideration is denied. All dates set in this matter are confirmed.

IT IS SO ORDERED.

Thanayi Lindsey
Thanayi Lindsey (Mar 3, 2025 15:01 PST)

Thanayi Lindsey
Administrative Law Judge
Office of Administrative Hearings