BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. CHULA VISTA ELEMENTARY SCHOOL DISTRICT.	OAH Case No. 2017030569 ORDER DENYING STUDENT'S MOTION TO QUASH SDT TO JILL WECKERLY, PH.D.

On March 7, 2017, Student filed a Request for Due Process Hearing naming Chula Vista Elementary School District. On November 3, 2017, Student filed a Motion to Quash a subpoena from District seeking the production of records by Jill Weckerly, Ph.D. A copy of the subpoena at issue was not filed with OAH. On November 8, 2017, District filed an Opposition to Student's Motion to Quash.

Here, the subpoena duces tecum subject to the motion to quash has not been filed with OAH. In the absence of the document at issue, OAH cannot rule on the merits of Student's Motion. On this basis Student's Motion to Quash District's subpoena seeking the production of records by Jill Weckerly, Ph.D. is denied without prejudice.

IT IS SO ORDERED.

DATE: November 13, 2017

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Ted Mann
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TED MANN
Administrative Law Judge
Office of Administrative Hearings