BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENT ON BEHALF OF STUDENT,

v.

SUNNYVALE CITY SCHOOL DISTRICT, DISCOVERY CHARTER SCHOOL 2, AND SANTA CLARA COUNTY OFFICE OF EDUCATION.

OAH CASE NUMBER 2019090001

ORDER RESETTING TIMELINE

On October 11, 2019, Student filed a first amended complaint in this matter, adding Sunnyvale as a respondent. On October 25, 2019, Sunnyvale filed a Notice of Insufficiency as to the First Amended Complaint, which OAH granted on October 28, 2019. OAH gave Student 14 days to amend his first amended complaint, but Student failed to do so within that time. On November 13, 2019, OAH dismissed Sunnyvale from the matter.

On November 19, 2019, Student sought leave to file a second amended complaint, which OAH granted on December 6, 2019. OAH's Order granting leave to file the second amended complaint was erroneously served on a person who was not an appropriate representative of Sunnyvale, and Sunnyvale did not become

aware of it until January 6, 2020. Official notice is taken of OAH's pleadings and papers described above.

On January 10, 2020, Sunnyvale filed a notice of representation and a request to reset the timeline of this matter to recognize that it did not receive the second amended complaint until January 6, 2020 through no fault of its own.

On January 10, 2020, Student, Santa Clara County Office of Education and Discovery Charter School 2 all filed notices that they did not oppose Sunnyvale's request to reset the timeline.

Good cause appearing, the timeline of this matter is reset. All current dates are vacated. Student's second amended complaint will be deemed filed on January 6, 2020. OAH will issue a new scheduling order reflecting that change.

DATED: January 16, 2020

DocuSigned by:
Charles Marson
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Charles Marson
Administrative Law Judge
Office of Administrative Hearings