BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of: PARENT ON BEHALF OF STUDENT, v. RIVERSIDE UNIFIED SCHOOL DISTRICT,	OAH Case No.2014100962
RIVERSIDE UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2015010862 ORDER FOLLOWING PREHEARING CONFERENCE; AND ORDER GRANTING CONTINUANCE

On March 9, 2015, a telephonic prehearing conference was held before Administrative Law Judge Judith L. Pasewark, Office of Administrative Hearings. Richard L. Isaacs, Attorney at Law, appeared on behalf of Student. Jack B. Clarke, Jr., Attorney at Law, appeared on behalf of Riverside Unified School District. The PHC was not recorded.

Based on discussion of the parties, the ALJ issues the following order:

1. Hearing Dates, Times, and Location. The hearing is continued on Student's motion, and shall take place on May 5, 6, 7, and 13, 2015, continuing day to day thereafter, Monday through Thursday as needed at the discretion of the ALJ. The hearing shall take place at the District's offices located at 5700 Arlington Avenue, Conference Room A, Riverside, California 92501. The hearing shall begin at 9:30 a.m. the first day of the hearing and at 9:00 a.m. all other days unless otherwise ordered. The matter is continued for good cause involving an expert witness's medical emergency, and anticipated recovery period. The parties are advised that an alternate witness may need to be considered in the event Student's expert remains unable to testify.

A telephonic prehearing conference shall take place on May 1, 2015 at 1:00 p.m. OAH shall initiate the telephone call. The parties are not required to submit new prehearing conference statement unless there are changes in issues. Both parties are requested to revise their witness lists to include only those witnesses who will testify at hearing, except for purposes of rebuttal. Additionally, consolidation of exhibits would be greatly appreciated to limit the number of duplicate documents presented at hearing.

The parties shall immediately notify all potential witnesses of the hearing dates, and shall subpoena witnesses if necessary, to ensure that the witnesses will be available to testify. A witness will not be regarded as unavailable for purposes of showing "good cause" to continue the hearing if the witness is not properly notified of the hearing date or properly subpoenaed, as applicable.

2. Settlement. The parties are encouraged to continue working together to reach an agreement before the due process hearing. The parties shall inform OAH in writing immediately should they reach a settlement or otherwise resolve the dispute before the scheduled hearing. In addition, if a settlement is reached within five days of the scheduled start of the due process hearing, the parties shall also inform OAH of the settlement by telephone at (916) 263-0880.

Dates for hearing will not be cancelled until the letter of withdrawal or signature page of the signed agreement has been received by OAH. If an agreement in principle is reached, the parties should plan to attend the scheduled hearing unless different arrangements have been agreed upon by the assigned ALJ. The assigned ALJ will check for messages the evening prior to the hearing or the morning of the hearing.

3. Failure to comply with this order may result in the exclusion of evidence or other sanctions.

IT IS SO ORDERED.

DATE: March 10, 2015

/s/

JUDITH PASEWARK
Administrative Law Judge
Office of Administrative Hearings