BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

TAHOE TRUCKEE UNIFIED SCHOOL DISTRICT,

v.

PARENTS ON BEHALF OF STUDENT.

OAH CASE NUMBER 2024020469

ORDER CLARIFYING PROCEDURES FOR A VIDEOCONFERENCE HEARING OPEN TO THE PUBLIC

MARCH 11, 2024

Parent has requested an open hearing in this matter. Unless otherwise ordered by the Administrative Law Judge, called the ALJ, the following procedures apply to a videoconference hearing open to the public:

In a videoconference hearing open to the public at the student's request either party may forward the electronic invitation to the hearing to observers. Observers will only be admitted to the hearing at the beginning of the hearing day and after the lunch break. Observers do not need to identify themselves but must have respectful usernames when joining the hearing. Any prospective witness may not observe the hearing until their testimony is completed and with the ALJ's permission.

By choosing an open hearing, Student and Parents are on notice that highly sensitive personal information will be seen and heard by observers.

The following Order applies to observers:

1. Microphone and video shall be off at all times, unless otherwise ordered by the ALJ.
2. Hearing observers will not be allowed to record, photograph, or broadcast the hearing. (California Rules of Court, rule 1.150.) Any person who suspects a member of the public is violating this rule, must immediately report the violation to the ALJ.
3. The ALJ may exclude persons whose actions impede the orderly conduct of the hearing, restrict attendance because of physical limitations of the hearing facility, technical limitations, or take other action to promote due process or the orderly conduct of the hearing. (Cal. Code Regs., Tit. 1, § 1030, subd. (e).)
4. The ALJ may order an open hearing to be closed or make other protective orders to the extent necessary or proper to ensure a fair hearing in the circumstances of the case, including to protect a minor witness or a witness with a developmental disability. (Gov. Code § 11425.20, subd. (a).)

Failure to follow these orders may result in sanctions, including removal from the videoconference hearing or other sanctions as the law allows.

Christine Arden

Christine Arden

Administrative Law Judge

Office of Administrative Hearings