BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: ANAHEIM ELEMENTARY SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2017010041 ORDER DENYING STUDENT'S REQUEST TO REOPEN HEARING AND PRESENT EVIDENCE

On April 19, 2017, Student submitted objections to the Office of Administrative Hearings' April 14, 2017 Prehearing Conference Order, which OAH treated as a request to reopen the Prehearing Conference, as Student asserted that Father's failure to participate was the fault of OAH. OAH denied Student's request on April 19, 2017, a reaffirmed that the hearing on this matter would be on April 25 - 27, 2017. On April 21 and 24, 2017, Student filed requests to continue the hearing on various grounds, which OAH denied, and the hearing commenced as scheduled on April 25, 2017, and concluded on April 26, 2017. Parents did not attend the hearing on either date.

On April 27, 2017, Student filed a motion to reopen the hearing as Father attempted to attend the hearing on April 26, 2017, only to be rebuffed from attending due to the conduct of Anaheim Elementary School District personnel. District filed a response on April 28, 2017.

Student's motion to reopen the hearing is denied as District established by way of declarations of Veronica Rosales, Secretary to District's Director for Pupil Services, and Cyndy Sharp, Reception at District's main office, that Father did not come to the hearing location at Key Learning Center, but went to the District's main office, wanting to speak with the District Superintendent. Further, Father arrived at the District headquarters in the afternoon of April 26, 2017, several hours after the hearing had already concluded. Therefore, Student did not establish cause to reopen the hearing as Father never attempted to attend the hearing at the Key Learning Center.

Further, Student filed on April 27 and 28, 2017, motions to present documents and written testimony into evidence. As Parents decided not to participate in the hearing on April 25 and 26, 2017, and Student has not established good cause why Parents did not attend the hearing, Student motions to present documents and written testimony into evidence is denied and the documents presented will be treated as Student's closing arguments.

Therefore, Student's request to reopen the hearings and motions to present documents and written testimony into evidence are denied.

IT IS SO ORDERED.

DATE: May 1, 2017

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Peter Paul Castillo
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PETER PAUL CASTILLO
Presiding Administrative Law Judge
Office of Administrative Hearings