BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. WHITTIER CITY SCHOOL DISTRICT AND WHITTIER AREA COOPERATIVE SPECIAL EDUCATION PROGRAM.	OAH Case No. 2015031257 ORDER RE: RESTATED ISSUES AT DUE PROCESS HEARING

The issues restated by ALJ Christine Arden at the beginning of the due process hearing on January 6, 2016, are as follows:

1) Whether Whittier City School District (District) and Whittier Area Cooperative Special Education Program (WACSEP) denied Student a free appropriate public education in the May 14, 2014, Individualized Education Program by:

A. predetermining District's placement offer of a special day class;

B. failing to offer an appropriate placement, specifically a general education classroom; and

C. failing to offer appropriate related services, specifically:
i. behavior support plan and services, with supervision by a Board Certified Behavior Analyst.; and
ii. 1:1 behavior aide?

2) Whether District and WACSEP denied Student a free appropriate public education in the December 12, 2014, Individualized Education Program by failing to offer appropriate related services to Student at her private school, specifically:

A. a behavior support plan and services, with supervision by a Board Certified Behavior Analyst;
B. 1:1 behavior aide;
C. occupational therapy;
D. speech/language therapy; and
E. inclusion specialist services?

3) Whether District and WACSEP denied student a free appropriate public education during the time period from December 12, 2014, through present, by failing to assess Student in all areas of suspected disability, specifically behavior, and by refusing parents' December 12, 2014, request to conduct a behavior assessment and behavior support plan.

IT IS SO ORDERED.

DATE: January 08, 2016

/S/

CHRISTINE ARDEN
Administrative Law Judge
Office of Administrative Hearings