BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

JURUPA UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2024010623

ORDER GRANTING STUDENT'S MOTION TO CONTINUE HEARING DATE

MAY 24, 2024

On May 24, 2024, Student filed with the Office of Administrative Hearings, or OAH, a motion to continue the sixth day of hearing in this matter, currently scheduled for May 28, 2024, to May 29, 2024. Student's request was due to witness unavailability. On May 24, 2024, Jurupa filed a non-opposition to Student's motion, based on Jurupa's counsel's availability from 9:00 am to 11:00 am.

A due process hearing must be conducted, and a decision rendered, within 45 days of receipt of the due process notice unless an extension is granted. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) Speedy resolution of the due process hearing is mandated by law and continuance of the hearing may be

granted only upon a showing of good cause. (Ed. Code, § 56505, subd. (f)(3).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, rule 3.1332.) Generally, continuances of matters are disfavored. (Cal. Rules of Court, rule 3.1332(c).)

Good case exists to grant Student's motion. Hearing is continued to 9:00 am on Wednesday, May 29, 2024.

IT IS SO ORDERED.

Claire Yazigi

Claire Yazigi
Administrative Law Judge
Office of Administrative Hearings