BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. GREENFIELD UNION SCHOOL DISTRICT, KING CITY UNIFIED SCHOOL DISTRICT AND SOLEDAD UNIFIED SCHOOL DISTRICT.	OAH CASE NO. 2013070957 ORDER DENYING MOTION FOR RECONSIDERATION

On July 22, 2013, Student filed a request for due process hearing (complaint). On August 2, 2013, MCOE filed a motion to be dismissed as a party. On August 15, 2013, the undersigned administrative law judge issued an order granting a motion to dismiss filed by Monterey County Office of Education (MCOE). On August 20, 2013, Student filed a motion for reconsideration on the grounds the August 15, 2013 Order was "in error." On August 21, 2013, MCOE filed an opposition to the reconsideration request.[1]

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.) Here, Student offers no new facts, circumstances, or law in support of the request for reconsideration. Student makes the same argument made in his original opposition, and cites the same case law, instead, Student simply disagrees with the ruling. OAH does not reconsider a ruling without the requisite showing of new facts, circumstances or law. Accordingly, Student's motion for reconsideration is denied.

Dated: September 3, 2013

/s/
ALEXA J. HOHENSEE
Administrative Law Judge
Office of Administrative Hearings

[1] Student filed an amended complaint on August 23, 2013. The motion for reconsideration is unaffected by that filing and a separate order as to the amended complaint will be issued.