BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE CONSOLIDATED MATTERS INVOLVING:

PARENT ON BEHALF OF STUDENT,

and

SAN DIEGO UNIFIED SCHOOL DISTRICT,

OAH CASE NUMBER 2025090144

OAH CASE NUMBER 2025050402

ORDER SETTING TELEPHONIC STATUS CONFERENCE

JUNE 2, 2026

On February 24, 25, and 26, 2026, March 17, 18, and 19, 2026, and April 7, 8, 9, and 14, 2026, Student and San Diego Unified School District participated in hearing before Administrative Law Judge Christine Arden. The parties were granted a continuance of the hearing to May 13, 2026, for submission of written closing briefs. The parties have submitted their closing briefs. The decision due date for this matter is June 17, 2025.

After completion of the hearing, ALJ Arden suffered medical complications preventing her from working on the decision in this matter. Accordingly, a telephonic

trial status conference is required to discuss the impact of ALJ Arden's medical complications on the completion of the decision.

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 for good cause. (34 C.F.R. § 300.515(a) & (c) (2006); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3); Cal. Code Regs., tit. 1, § 1020.) As a result, continuances are disfavored. Good cause may include the unavailability of a party, counsel, or an essential witness due to death, illness or other excusable circumstances; or another significant, unanticipated change in the status of the case as a result of which the case is not ready for hearing. (See Cal. Rules of Court, rule 3.1332(c).) The Office of Administrative Hearings considers all relevant facts and circumstances, including the availability of other means to address the problem giving rise to the request; prejudice to a party as a result of a continuance; whether the parties have stipulated to a continuance; whether the interests of justice are served by the continuance; and any other relevant fact or circumstance. (See Cal. Rules of Court, rule 3.1332(d).)

Therefore, a Telephonic Status Conference will be held with Presiding Administrative Law Judge Cole Dalton to discuss how this case shall proceed with the parties. Parties are requested to submit to OAH by Noon on June 8, 2026, their preference as to various options, such as a three-week continuance for ALJ Arden to complete the decision, reassigning the decision to another ALJ, or conducting a new hearing. The Telephonic Status Conference is set forth below:

Trial Setting Conference: June 12, 2026, at 11:30 AM. OAH shall initiate the phone call for the Telephonic Status Conference. OAH reserves the right to cancel the Telephonic Status Conference and issue an order based on the parties' responses.

Cole Dalton

Cole Dalton
Presiding Administrative Law Judge
Office of Administrative Hearings