BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

ALTA LOMA SCHOOL DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NUMBER 2019090362

ORDER GRANTING PEREMPTORY CHALLENGE

FEBRUARY 10, 2020

On February 6, 2020, Alta Loma School District filed a notice of peremptory challenge to Administrative Law Judge Laurie Gorsline in the above captioned matter. Alta Loma School District's peremptory challenge is made pursuant to Government Code section 11425.40, subdivision (d), of the Administrative Procedures Act, and California Code of Regulations, title 1, section 1034.

Government Code section 11425.40, subdivision (d), establishes the criteria for disqualification of the presiding officer. A party is entitled to one peremptory challenge (disqualification without cause) to an Administrative Law Judge, referred to as ALJ, assigned to an Office of Administrative Hearings hearing. (Cal. Code Regs., tit. 1, § 1034, subds. (a) & (b); Gov. Code, § 11425.40, subd. (d).) In no event will a peremptory challenge be allowed if it is made after the hearing has commenced. In addition, if at

the time of a scheduled prehearing conference, an ALJ has been assigned to the hearing, any challenge to the assigned ALJ shall be made no later than commencement of that prehearing conference. (Cal. Code Regs., tit. 1, § 1034, subd. (c).) A peremptory challenge is not allowed on reconsideration or remand. (Cal. Code Regs., tit. 1, § 1034, subd. (a).)

Alta Loma School District's peremptory challenge is timely and is granted pursuant to Government section 11425.40, subdivisions (a) and (d), and California Code of Regulations, title 1, section 1034, subdivision (c).

ORDER

1. Alta Loma School District 's challenge of ALJ Laurie Gorsline is granted.

2. ALJ Clifford H. Woosley is assigned to the matter.

3. All dates previously set in this matter will remain on calendar.

DocuSigned by:
Marian H. Tully
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Marian H. Tully

Presiding Administrative Law Judge

Office of Administrative Hearings