BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

SACRAMENTO CITY UNIFIED SCHOOL DISTRICT,

v.

PARENTS ON BEHALF OF STUDENT.

OAH CASE NUMBER 2022110728

ORDER GRANTING REQUEST FOR OFFICIAL NOTICE OF THE DUE PROCESS HEARING REQUEST AND DECISION IN OFFICE OF ADMINISTRATIVE HEARINGS CASE NUMBER 2022080223.

DECEMBER 7, 2022

On August 8, 2022, Sacramento City Unified School District filed a request for due process hearing with the Office of Administrative Hearings, called OAH, naming Student, in case number 2022080223. On September 22, 2022, the Office of Administrative Hearings issued a decision in case number 2022080223.

On November 28, 2022, Sacramento City Unified School District filed with OAH, a request for due process hearing naming Student. On November 30, 2022, Sacramento

City Unified School District filed a request for judicial notice. Sacramento City Unified School District's request is interpreted as a request for official notice. Student failed to file a response to the request.

Government Code section 11515 provides that "official notice can be taken, either before or after submission of the case for decision …of any fact which may be judicially noticed by the courts of the state." Courts have traditionally taken judicial notice of public records public records issued by public agencies. (*Board of Education of City of Los Angeles v. Watson* (1966) 63 Cal. 2d 829, 836, fn.3; *McPheeters v. Board of Medical Examiners of State* (1946) 74 Cal. App. 2d 46, 48.)

Sacramento City Unified School District requests that OAH take official notice of the due process hearing request and final decision in OAH case number 2022080223 issued on September 22, 2022, because the facts and basis of the present matter are a continuation of those proven in OAH case number 2022080223.

The due process hearing request and decision in OAH case number 2022080223 are part of the OAH administrative file, the decision is public record, and both documents may have relevance to this case. Thus, Sacramento City Unified School District's request for official notice is granted.

ORDER

1. Sacramento City Unified School District's request for official notice of the due process hearing request, filed August 8, 2022, in OAH case number 2022080223 is granted.

2. Sacramento City Unified School District's request for official notice of the decision, dated September 22, 2022, in OAH case number 2022080223 is granted.

IT IS SO ORDERED.

Cynthia Fritz

Cynthia Fritz

Administrative Law Judge

Office of Administrative Hearings