

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

RIO BRAVO-GREELEY UNION SCHOOL
DISTRICT.

OAH CASE NO. 2013010152

ORDER FOLLOWING PRE-HEARING
CONFERENCE AND ORDER TO
SHOW CAUSE RE: DISMISSAL

On February 25, 2013, a telephonic prehearing conference (PHC) was held before Administrative Law Judge (ALJ) Deborah Myers-Cregar, Office of Administrative Hearings (OAH). Kathleen LaMay, Attorney at Law, appeared on behalf of Rio Bravo-Greeley Union School District (District). Parent did not appear on behalf of (Student), and didn't return telephone calls from OAH. The PHC was recorded.

At the outset of the PHC, District's attorney represented the parties executed a final resolution on January 17, 2013, in which parent agreed to withdraw the case. The matter was continued to 11:30 am to allow the agreement to be faxed to the faxination line. However, the settlement agreement was not signed by both parents. The OAH docket showed that OAH staff had several conversations in which parent represented the matter settled, yet she failed to file a dismissal after repeated requests. Parent did not return the ALJ's telephone call for the PHC.

As set forth in the accompanying OSC re: Dismissal, Parent is ordered to show cause in writing no later than March 6, 2013, at 1:30 p.m. as to why this matter should not be dismissed OR why the matter should not be dismissed for lack of activity. The parties must be prepared to set dates for a prehearing conference and due process hearing if they demonstrate that the matter should not be dismissed.

IT IS SO ORDERED.

Dated: February 22, 2013

/s/

DEBORAH MYERS-CREGAR
Administrative Law Judge
Office of Administrative Hearings