

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

AUDEO CHARTER SCHOOL.

OAH Case No. 2014030133

ORDER GRANTING REQUEST FOR
RECONSIDERATION AND REQUEST
FOR CONTINUANCE.

On March 26, 2014, the Office of Administrative Hearings issued an order granting the parties' joint request to continue this matter, but was unable to grant the parties' requested dates. On April 10, 2014, Audeo Charter School filed a joint request that either a trial setting conference be scheduled or that the hearing be continued to August 6, 7 and 11 through 13, 2014.

APPLICABLE LAW

OAH 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 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.)

DISCUSSION AND ORDER

The parties request for reconsideration is granted. The parties were not aware that OAH was unable to accommodate the requested dates until the first continuance was granted. Audeo promptly moved for reconsideration of the newly scheduled hearing dates.

The parties continuance request for hearing dates of August 6, 7 and 11 through 13, 2014, is also granted. The prehearing conference remains as scheduled for July 28, 2014, at 3:00 p.m. The hearing shall take place on August 6 and 7, 2014, at 9:30 a.m.,

August 11, 2014, at 1:30 p.m., and August 12 and 13, 2014, at 9:30 a.m., and continuing day to day, Monday through Thursday, thereafter, at the discretion of the administrative law judge.

IT IS SO ORDERED.

DATE: April 23, 2014

/s/

JUDITH A. KOPEC
Division Presiding Administrative Law Judge
Office of Administrative Hearings