

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of:

PARENT ON BEHALF OF STUDENT,

OAH Case No. 2014041152

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT, SIMI VALLEY UNIFIED
SCHOOL DISTRICT, and CALIFORNIA
DEPARTMENT OF EDUCATION.

LOS ANGELES UNIFIED SCHOOL
DISTRICT,

OAH Case No. 2014070148

v.

PARENT ON BEHALF OF STUDENT.

ORDER GRANTING LOS ANGELES
UNIFIED SCHOOL DISTRICT'S
MOTION TO AMEND COMPLAINT

On July 18, 2014, Los Angeles Unified School District (Los Angeles) filed a motion to amend its complaint in this consolidated matter.¹ Los Angeles is asking to add an additional issue concerning an individualized education program team meeting and offer of February 26, 2014. None of the other parties filed a response to this motion.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).)² The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

¹ District submitted to OAH the same motion and proposed amended complaint on July 22, 2014, but since the documents are identical, reference is made to the first submitted document.

² All statutory citations are to title 20 United States Code unless otherwise indicated.

The motion to amend is timely and is granted. Los Angeles's amended complaint shall be deemed filed on the date of this order. This matter shall proceed on the dates previously set in a scheduling order issued July 25, 2014 related to Student's amended complaint that was deemed filed on July 18, 2014.

IT IS SO ORDERED.

DATE: July 29, 2014

/s/

REBECCA FREIE

Administrative Law Judge

Office of Administrative Hearings