

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

SANTA BARBARA UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2014060923

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On June 16, 2014, Student filed a Due Process Hearing Request (complaint), naming Santa Barbara Unified School District (Santa Barbara). On August 4, 2014, Student filed a request to amend her complaint along with an amended complaint (amended complaint). Santa Barbara filed a response to the amended complaint on August 14, 2014, but did not oppose Student's request to amend her complaint.

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).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

The motion to amend is timely and is granted. The amended complaint shall be deemed filed on this order's date. All timelines shall be reset as of the date of this order. The Office of Administrative Hearings will issue a scheduling order with the new dates.

IT IS SO ORDERED.

DATE: August 15, 2014

/s/

JOY REDMON

Administrative Law Judge

Office of Administrative Hearings