

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

ARCADIA UNIFIED SCHOOL DISTRICT,

v.

PARENTS ON BEHALF OF STUDENT.

OAH Case No. 2014080219

ORDER DENYING REQUEST FOR
RECONSIDERATION AND DENYING
REQUEST FOR CLARIFICATION

On August 8, 2014, the undersigned administrative law judge issued an order denying the motion to consolidate filed by the Arcadia Unified School District (Arcadia). On August 11, 2014, Arcadia filed a document entitled: "Request for Reconsideration or in the Alternative Request for Clarification."

APPLICABLE LAW

The Office of Administrative Hearings 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, e.g., 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

Arcadia alleges no new facts, circumstances, or law justifying reconsideration. The request for reconsideration is denied.

Based on the moving papers, Arcadia's "request for clarification" appears to be a request by Arcadia's counsel to clarify the factual situation leading to the filing of Arcadia's due process hearing request, not a request for clarification of the OAH order. However, even

if it is a request for clarification of the OAH order, there is no need for clarification. The OAH order denying consolidation was clear and unambiguous. The motion is denied.

IT IS SO ORDERED.

DATE: August 13, 2014

/s/

SUSAN RUFF
Administrative Law Judge
Office of Administrative Hearings