

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2014041227

ORDER FOLLOWING PREHEARING
CONFERENCE AND CONTINUANCE
OF DUE PROCESS HEARING

On September 22, 2014, a telephonic prehearing conference was held before Administrative Law Judge Judith L. Pasewark, Office of Administrative Hearings. Mark Woodsmall, Attorney at Law, appeared on behalf of Student. Patrick Balucan, Attorney at Law, appeared on behalf of Los Angeles Unified School District. The PHC was not recorded.

Based on discussion of the parties, the ALJ issues the following order:

1. Hearing Dates, Times, and Location. Good cause having been demonstrated in Student's request to continue this matter, the hearing is continued, and shall take place on December 8, 9, 10, and 11, 2014, continuing day to day thereafter, Monday through Thursday, as needed at the discretion of the ALJ. The hearing shall begin each day at 9:00 a.m., with the exception of the first day of hearing, which shall begin at 1:30 p.m., unless, otherwise ordered. The hearing shall take place at the OAH office located at 15350 Sherman Way, Suite 300, Van Nuys, California 91406.

A telephonic prehearing conference shall take place on December 1, 2014, at 3:00 p.m. OAH shall initiate the telephone call. The parties have already filed their prehearing conference statements, and shall not be required to file additional documentation unless amending their current prehearing statements.

The parties are ordered to meet and confer to select a mutually available date for mediation of this matter to be set prior to December 1, 2014.

The parties shall immediately notify all potential witnesses of the hearing dates, and shall subpoena witnesses if necessary, to ensure that the witnesses will be available to testify. A witness will not be regarded as unavailable for purposes of showing "good cause" to continue the hearing if the witness is not properly notified of the hearing date or properly subpoenaed, as applicable.

2. Settlement. The parties are encouraged to continue working together to reach an agreement before the due process hearing. The parties shall inform OAH in writing immediately should they reach a settlement or otherwise resolve the dispute before the scheduled hearing. In addition, if a settlement is reached within five days of the scheduled start of the due process hearing, the parties shall also inform OAH of the settlement by telephone at (916) 263-0880.

Dates for hearing will not be cancelled until the letter of withdrawal or signature page of the signed agreement has been received by OAH. If an agreement in principle is reached, the parties should plan to attend the scheduled hearing unless different arrangements have been agreed upon by the assigned ALJ.

3. Failure to comply with this order may result in the exclusion of evidence or other sanctions.

IT IS SO ORDERED.

DATE: September 22, 2014

/s/

JUDITH PASEWARK
Administrative Law Judge
Office of Administrative Hearings