

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

ACALANES UNION HIGH SCHOOL
DISTRICT.

OAH Case No. 2014041192

ORDER TO SHOW CAUSE FOR
FAILING TO APPEAR AT STATUS
CONFERENCE

The parties settled this case in mediation on July 2, 2014. The parties agreed to conduct a status conference on September 3, 2014, at 10:00 a.m. OAH contacted both parties for the status conference. District's attorney appeared; Student's attorney did not. Two voice mail messages for left for Student's Attorney.

District's attorney explained that the Board approved the settlement agreement on August 13, 2014. Student's attorney was notified the following day. The attorneys have been discussing the implementation of the settlement agreement.

If the parent and local education agency have not resolved the due process complaint within 30 days of the receipt of the complaint, OAH is required to issue a decision within the next 45 days, unless a continuance is granted for good cause. (20 U.S.C. § 1415(f)(1)(B)(ii); 34 C.F.R. § 300.51; Ed. Code, § 56502, subd. (f).)

Student filed this case in April 2014. Student did not appear at the status conference, file a request to continue the status conference, or file a notice of withdrawal or dismissal. Given the lengthy delay in this matter, Student shall file a notice of withdraw or dismal, or evidence to show cause why this matter should not be dismissed, no later than September 9, 2014, at 5:00 p.m. The parties are also ordered to appear at a telephonic status conference on September 10, 2014, unless prior to that time Student has filed a notice of withdrawal or dismissal with OAH.

It is ordered.

DATE: September 3, 2014

/s/

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

