

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. 2014040081

ORDER GRANTING MOTION TO
AMEND COMPLAINT AND
RESETTING APPLICABLE
TIMELINES

On April 01, 2014, Student filed a Due Process Hearing Request (complaint), naming District. On October 1, 2014, Student filed an Amended Request for Due Process Hearing (amended complaint). District filed a Non-Opposition to Student's Request on October 2, 2014.

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).)

Here, the District consents in writing to the Student's filing of the amended complaint by way of its Non-Opposition to the amended complaint.

As such, the motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

DATE: October 03, 2014

/s/

L.T. MANN III

Administrative Law Judge

Office of Administrative Hearings