

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. 2014080277

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On August 4, 2014, Parent filed on behalf of Student a Due Process Hearing Request (complaint), naming the Los Angeles Unified School District as respondent. The Office of Administrative Hearings continued the prehearing conference to November 24, 2014, and the due process hearing to December 2 through 4, 2014, pursuant to the joint request of the parties. On November 7, 2014, Student filed a motion to amend the complaint, along with the proposed amended complaint. District has not opposed the motion.

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).)

In the complaint, Student asserts various deficiencies in the March 2013 and April 2014 individual educational programs that denied Student a free appropriate public education. The amended complaint asserts additional deficiencies associated with the same IEP's in the areas of specified assessments, goals, behavior services, transportation, occupational therapy, health care plan, speech and language, and assistive technology/ augmentative or alternative communication.

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: November 17, 2014

/s/

CLIFFORD H. WOOSLEY
Administrative Law Judge
Office of Administrative Hearings