

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. 2014080431

ORDER FOLLOWING PREHEARING
CONFERENCE, GRANTING LEAVE
TO FILE AMENDED COMPLAINT

On November 24, 2014, a telephonic prehearing conference was held before Administrative Law Judge Kara Hatfield, Office of Administrative Hearings. Seymour Amster, 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 recorded.

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

On November 24, 2014, Student filed a motion for leave to file a first amended complaint and a proposed first amended complaint. During the prehearing conference, District stated it did not oppose Student's 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 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).)

Student's motion to amend is timely and is granted. The amended complaint shall be deemed filed on November 24, 2014. All applicable timelines shall be reset as of that date. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

DATE: November 24, 2014

/s/

KARA HATFIELD

Administrative Law Judge

Office of Administrative Hearings