

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

PANAMA-BUENA VISTA UNION
SCHOOL DISTRICT.

OAH Case No. 2014100290

ORDER DISMISSING EXPEDITED
ISSUES ONLY AND VACATING
EXPEDITED HEARING DATES

On October 6, 2014, Parent on Student's behalf filed a due process hearing request that included a request for an expedited hearing. The expedited hearing request was based upon alleged suspensions of Student by District in violation of title 20 U.S.C. section 1415(k). The expedited matter was set to begin hearing on November 4, 2014.

On November 3, 2014, Student's counsel filed a request for dismissal of the expedited issues, only, supported by a declaration under penalty of perjury. Student's counsel stated that she had just learned that Student had not been suspended by District for more than 10 days, and in her opinion Student was therefore not entitled to an expedited hearing. She therefore requested that the expedited issues be dismissed and the expedited hearing dates be vacated.

Student has demonstrated good cause for dismissing the expedited issues and vacating the expedited hearing dates. Accordingly, the expedited issues are dismissed, and expedited hearing dates set for November 4, 5, and 6, 2014 are vacated.

The non-expedited issues shall remain, and the mediation and hearing dates set for the non-expedited portion of this case are confirmed. Parties shall file their prehearing conference statements in compliance with the October 8, 2014 Scheduling Order.

IT IS SO ORDERED.

DATE: November 3, 2014

/s/

ADRIENNE L. KRIKORIAN
Administrative Law Judge
Office of Administrative Hearings