

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENTS ON BEHALF OF STUDENT,

v.

PLACENTIA-YORBA LINDA UNIFIED
SCHOOL DISTRICT.

OAH Case No. 2014110706

ORDER DENYING REQUEST FOR
RECONSIDERATION; DENYING
REQUEST FOR CLARIFICATION

On February 10, 2015, the undersigned administrative law judge issued a Prehearing Conference order which delineated Parents on behalf of Student's hearing issues. On February 11, 2015, counsel for the Placentia-Yorba Linda Unified School District filed a request for reconsideration or clarification of Student's issue one. No opposition was received by Student.

APPLICABLE LAW

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

DISCUSSION AND ORDER

Student's issue one alleges that District denied him a free appropriate public education for the 2014-2015 school year by failing to offer him an appropriate educational placement. As a remedy, Student requests that District fund, or reimburse for, Student's placement at The Beacon Day School for the entire 2014-2015 school year. During the prehearing conference, District objected to Student's issue one because it should be limited to ----, 2014, the date which Student's complaint was filed. The undersigned ALJ overruled District's objection. Student clearly described his issue one as pertaining to the entire 2014-2015 school year in both his complaint and his prehearing conference statement.

In its motion for reconsideration, District alleges no new facts, circumstances, or law in support of the request for reconsideration. District repeats the identical objection it asserted during the prehearing conference. As for its request for clarification, Student's issue one is clear on its face and pertains to any offer of placement for the 2014-2015 school year. For the foregoing reasons, District's request for reconsideration or clarification is denied.

IT IS SO ORDERED.

DATE: February 12, 2015

/s/

PAUL H. KAMOROFF
Administrative Law Judge
Office of Administrative Hearings