

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

DUARTE UNIFIED SCHOOL DISTRICT.

OAH Case No. 2015050872

ORDER FOLLOWING PREHEARING
CONFERENCE AND ORDER
CONTINUING PREHEARING
CONFERENCE

On June 22, 2015, a telephonic prehearing conference was held before Administrative Law Judge Chris Butchko, Office of Administrative Hearings. Hamlet Yarianian, advocate, appeared on behalf of Student. Karen Gilyard, Attorney at Law, appeared on behalf of District. Administrative Law Judge Elsa Jones observed. The PHC was recorded.

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

1. Continuance of Prehearing Conference. After the conference was convened, the parties reported that they had agreed upon a joint stipulation for a first continuance of this matter. Based upon the representation of the parties that the stipulation would be filed without delay, the prehearing conference is continued to Friday, June 26, 2015, at 3:00 p.m. All other dates in this matter remain as set, pending a ruling on the stipulation.

2. All other PHC matters shall be addressed at the continued PHC .

3. Settlement. The parties are encouraged to continue working together to reach an agreement before the due process hearing. The parties shall inform OAH in writing immediately should they reach a settlement or otherwise resolve the dispute before the scheduled hearing. In addition, if a settlement is reached within five days of the scheduled start of the due process hearing, the parties shall also inform OAH of the settlement by telephone at (916) 263-0880.

IF A FULL AND FINAL WRITTEN SETTLEMENT AGREEMENT IS REACHED AFTER 5:00 P.M. THE DAY PRIOR TO HEARING, THE PARTIES SHALL LEAVE A VOICEMAIL MESSAGE REGARDING THE SETTLEMENT AT (916) 274-6035. THE PARTIES SHOULD ALSO LEAVE CONTACT INFORMATION SUCH AS CELLULAR PHONE NUMBERS OF EACH PARTY OR COUNSEL FOR EACH PARTY. THE PARTIES SHOULD SIMULTANEOUSLY FAX THE SIGNATURE PAGE OF THE SIGNED AGREEMENT OR A LETTER WITHDRAWING THE CASE TO THE OAH AT THE FAXINATION LINE at 916-376-6319.

Dates for hearing will not be cancelled until the letter of withdrawal or signature page of the signed agreement has been received by OAH. If an agreement in principle is reached, the parties should plan to attend the scheduled hearing unless different arrangements have been agreed upon by the assigned ALJ. The assigned ALJ will check for messages the evening prior to the hearing or the morning of the hearing.

4. Failure to comply with this order may result in the exclusion of evidence or other sanctions.

IT IS SO ORDERED.

DATE: June 23, 2015

/s/

CHRIS BUTCHKO
Administrative Law Judge
Office of Administrative Hearings