

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

OAK PARK UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2015021038

ORDER FOLLOWING PREHEARING
CONFERENCE AND ORDER
CONTINUING PREHEARING
CONFERENCE

On June 8, 2015, a telephonic prehearing conference was held before Administrative Law Judge Chris Butchko, Office of Administrative Hearings. Wesley Parsons, Attorney at Law, appeared on behalf of Oak Park Unified School District. Student's mother had been representing her in the proceedings, but Administrative Law Judge Butchko was not able to reach her by telephone at the scheduled time. The prehearing conference was recorded.

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

1. Continuance of Prehearing Conference. Based on the non-appearance of Mother, the prehearing conference is rescheduled to June 12, 2015, at 1:00 p.m., and the Office of Administrative Hearings shall initiate the conference. Student is ordered to serve her prehearing conference statement on opposing party and OAH no later than 5:00 p.m. on June 10, 2014. The hearing dates of June 15 through June 18, 2015, remain on calendar, without prejudice to the ability of the District to request a continuance at the June 12, 2015, prehearing conference.

The parties shall immediately notify all potential witnesses of the hearing dates, and shall subpoena witnesses if necessary, to ensure that the witnesses will be available to testify. A witness will not be regarded as unavailable for purposes of showing "good cause" to continue the hearing if the witness is not properly notified of the hearing date or properly subpoenaed, as applicable.

2. All Other Prehearing Conference Matters will be taken up at the continued prehearing conference.

3. Settlement. The parties are encouraged to continue¹ working together to reach an agreement before the due process hearing. The parties shall inform OAH in writing

¹ District's Counsel represented on the record at the prehearing conference that the parties had reach a full and fully executed settlement of this matter. The matter will be

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 9, 2015

/s/

CHRIS BUTCHKO
Administrative Law Judge
Office of Administrative Hearings

dismissed and this order mooted if Mother gives notice of dismissal, as set forth herein, to the Office of Administrative Hearing.