

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

MORENO VALLEY UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2015060398

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On May 19, 2015, Student's parent on behalf of Student filed a due process hearing request (complaint), naming the Moreno Valley Unified School District. On June 25, 2015, Student filed an amended complaint.¹ No opposition has been filed by Moreno Valley.

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 (5) 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).)

The motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

DATE: July 2, 2015

/s/

SUSAN RUFF
Administrative Law Judge
Office of Administrative Hearings

¹ Student did not file a motion for leave to amend. However, for purposes of this Order, the filing of Student's amended complaint is deemed to be a motion seeking leave to amend.