

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

HEMET UNIFIED SCHOOL DISTRICT.

OAH Case No. 2015040133

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On March 23, 2015, Parent on behalf of Student filed a Due Process Hearing Request (complaint), naming Hemet Unified School District. On June 29, 2015, Student filed an Amended Request for Due Process Hearing (amended complaint). Student's filing is considered a motion for leave to amend. No opposition was received from District.

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, including a mediation session.

IT IS SO ORDERED.

DATE: July 3, 2015

/s/

CHRIS BUTCHKO

Administrative Law Judge

Office of Administrative Hearings