

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

NEWPORT-MESA UNIFIED SCHOOL
DISTRICT.

OAH Case No. 2015100890

ORDER FOR SUPPLEMENTAL
BRIEFING ON MOTION FOR STAY
PUT

On October 23, 2015, Student filed with the Office of Administrative Hearings a motion for stay put against Newport-Mesa Unified School District that asserted that District was not implementing Student's last agreed upon and implemented educational program, the December 19, 2014 settlement agreement. At issue is the District's provision of home-hospital instruction. District did not submit a response. Additional information is required before a ruling may be made on the pleadings.

ORDER

By 5:00 p.m. on November 10, 2015, each party shall provide information and briefing of the follow:

1. Whether home-hospital instruction to Student resumed.
2. Whether OAH has jurisdiction to grant Student's motion for stay put since Student is voluntarily enrolled private school student according to the December 19, 2014 settlement agreement.

Each party shall include sworn declarations supporting any factual assertions included in its briefing.

IT IS SO ORDERED.

DATE: November 5, 2015

/s/

PETER PAUL CASTILLO
Presiding Administrative Law Judge
Office of Administrative Hearings