

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

CAMPBELL UNION HIGH SCHOOL
DISTRICT.

OAH Case No. 2015100950

ORDER FOR SUPPLEMENTAL
BRIEFING AND DOCUMENTATION
ON STUDENT'S MOTION FOR STAY
PUT

On October 28, 2015, Student filed a Motion for Stay Put.¹ Student's supporting documentation was filed on November 2, 2015. Campbell Union High School District filed an opposition to Student's motion on October 29, 2015, and a supplemental opposition on November 2, 2015.

Student last attended a special day class at Easterbrook Discovery School in the Moreland Elementary School District in the 2014-2015 school year. Student's last implemented IEP is an April 28, 2015 IEP that was implemented by Moreland. Student is now transitioning to high school in the Campbell district. Student asserts that Campbell's June 10, 2015 placement offer does not conform to the requirements of Student's last implemented IEP. Student requests a stay put order requiring Campbell to place Student in a Campbell special day class. Campbell asserts that its offer, which includes a Santa Clara County Office of Education special day class on a Campbell high school campus, provides a program that is similar to Student's last placement in Moreland in design and structure and serves students with similar needs as Student. The information provided by the parties is insufficient to determine, with any specificity, how closely Campbell's offer approximates the last implemented IEP. Accordingly, additional information is required before a ruling may be made on the pleadings.

ORDER

Within five business days of this order, each party shall submit supplementary documentation regarding the similarities and/or differences between Campbell's offer of placement and services and the April 28, 2015 IEP. This documentation should include more information about the Santa Clara COE program and how it is similar or different to the

¹ Student's Request for Due Process Hearing filed on October 23, 2015, also included a motion for stay put.

April 28, 2015 IEP and Moreland placement. Each party shall include sworn declarations supporting any factual assertions included in its briefing.

IT IS SO ORDERED.

DATE: November 6, 2015

/s/

LISA LUNSFORD
Administrative Law Judge
Office of Administrative Hearings