

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

REDLANDS UNIFIED SCHOOL
DISTRICT AND BEAUMONT UNIFIED
SCHOOL DISTRICT.

OAH Case No. 2017040150

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On March 29, 2017, Student filed a Due Process Hearing Request (complaint) with the Office of Administrative Hearings, naming Redlands Unified School District. On April 20 2017, Student filed an amended Due Process Hearing Request (amended complaint), which OAH interpreted as a Motion to Amend the complaint. The amended complaint named Redlands Unified School District and Beaumont Unified School District.¹ No opposition was received from either Redlands or Beaumont.

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).)

¹ The amended complaint names both Redlands and Beaumont as respondents, but throughout the amended complaint the allegations only refer to “District” in the singular and never specify which local educational agency Student is making allegations against or contending denied her a free appropriate public education.

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: April 27, 2017

DocuSigned by:
Kara Hatfield
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KARA HATFIELD
Administrative Law Judge
Office of Administrative Hearings