

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL DISTRICT.
OAH CASE NUMBER 2021070679

ORDER GRANTING MOTION TO AMEND COMPLAINT

SEPTEMBER 2, 2021

On July 20, 2021, Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, naming Los Angeles Unified School District as respondent. The Office of Administrative Hearings is referred to as OAH. On August 27, 2021, Student filed a Motion to Amend the Due Process Hearing Request and an amended complaint. No opposition was received from Los Angeles.

On August 31, 2021, the parties jointly requested mediation and continuance of the hearing. Those requests were granted on September 2, 2021.

An amended complaint may be filed when the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or when the hearing officer grants permission. The hearing officer may grant permission at

any time more than five days before 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 was filed more than five days prior to the due process hearing. No opposition to the request was received. The request is timely and is granted. The amended complaint shall be deemed filed on the date of this order.

The previously scheduled prehearing conference and hearing dates are hereby vacated. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

The mediation scheduled for September 29, 2021, at 9:00 AM, remains on calendar. Should a party wish to cancel the scheduled mediation, nothing in this order prevents them from doing so.

IT IS SO ORDERED.

Penelope S. Pahl

Penelope S. Pahl
Administrative Law Judge
Office of Administrative Hearings