

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

VENTURA UNIFIED SCHOOL DISTRICT AND VENTURA COUNTY
OFFICE OF EDUCATION.

OAH CASE NUMBER 2021060466

ORDER GRANTING REQUEST FOR RECONSIDERATION
AND GRANTING REQUEST FOR MEDIATION

SEPTEMBER 16, 2021

On September 15, 2021, the undersigned Administrative Law Judge issued an order Denying Request for Mediation. On September 16, 2021, Ventura Unified School District filed a motion for reconsideration. The Office of Administrative Hearings did not receive a response from Student.

APPLICABLE LAW

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when

the party seeks reconsideration within a reasonable period of time, generally within ten days. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

DISCUSSION

Ventura Unified School District offered new facts to support its motion for reconsideration. Ventura Unified School District stated in its motion for reconsideration that the parties cancelled the first scheduled mediation because counsel for Ventura Unified School District was ordered to appear in a continuing hearing in another matter on the date initially scheduled for the mediation in this case. This new fact justifies reconsideration of the parties' joint request to schedule a second mediation date in this case. For that reason, the motion for reconsideration is granted.

ORDER

On reconsideration, the parties' request to schedule a second mediation is granted. A videoconference mediation, using the Microsoft Teams application, is set for September 29, 2021, from 9:00 AM to 4:30 PM. ANY CHANGES TO THE PARTICIPANTS' EMAIL ADDRESS PROVIDED BY THE PARTIES IN THEIR REQUEST FOR MEDIATION MUST BE FILED TWO BUSINESS DAYS BEFORE THE SCHEDULED EVENT.

All dates set in this matter are confirmed.

IT IS SO ORDERED.

Christine Arden

Christine Arden

Administrative Law Judge

Office of Administrative Hearings