

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

V.

CALIFORNIA CONNECTIONS ACADEMY.

OAH CASE NUMBER 2021080880

ORDER FOLLOWING PREHEARING CONFERENCE,
CONTINUING PREHEARING CONFERENCE AND DUE
PROCESS HEARING BY VIDEOCONFERENCE

OCTOBER 04, 2021

On October 4, 2021 Administrative Law Judge Clifford H. Woosley, Office of Administrative Hearings, held a prehearing conference by videoconference. The Administrative Law Judge is called an ALJ. The Office of Administrative Hearings is called OAH. The prehearing conference is called a PHC.

Student appeared on behalf of himself. Matejka M. Handley, Attorney at Law, appeared on behalf of California Connections Academy. Based upon discussion with the parties, the ALJ issues the following order:

HEARING DATES, TIMES, AND LOCATION

CONTINUANCE OF DUE PROCESS HEARING

After discussion amongst the parties, the hearing and prehearing conference is continued. All previously scheduled dates are vacated. The case shall proceed as follows:

PREHEARING CONFERENCE will be held on October 25, 2021, at 1:00 PM.

DUE PROCESS HEARING will be held on November 9 and 10, 2021.

The prehearing conference and hearing will occur via videoconference.

ANY CHANGES TO THE PARTICIPANTS' EMAIL ADDRESSES PROVIDED BY THE PARTIES FOR THE PREHEARING CONFERENCE AND HEARING MUST BE FILED TWO BUSINESS DAYS BEFORE THE SCHEDULED EVENT.

The hearing shall begin at 9:30 AM each day and generally end at 3:30 PM, unless otherwise ordered. The hearing shall continue day to day, as needed at the discretion of the Administrative Law Judge. Any amended prehearing conference statements and motions are due to OAH no later than three business days before the prehearing conference or with a showing of good cause why it was not possible to file the motion by that date.

The parties shall immediately notify all potential witnesses of the hearing dates, and shall subpoena witnesses if necessary, to ensure that the witnesses will be available to testify. A witness will not be regarded as unavailable for purposes of showing "good

cause” to continue the hearing if the witness is not properly notified of the hearing date or properly subpoenaed.

ISSUES

The parties and ALJ discussed Student’s issues, as alleged in Student’s complaint, and clarified the issues for hearing. The issues are included in this Order, to better enable the parties to discuss the clarified issues at the continued prehearing conference.

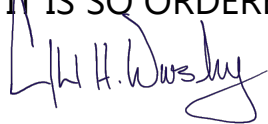
A free and appropriate public education is called a FAPE and an individualized education program is called an IEP.

1. Did California Connections Academy, referred to as the Academy, deny Student a FAPE by failing to provide Student with a prior written notice, more than 15 days before the Academy issued a high school diploma to Student in June 2019, exiting him from special education?
2. Did the Academy, at the February 2019 IEP team meeting, deny Student a FAPE by rejecting Student’s request to remain in high school, telling
3. Student that he was 18 years old and could not be in special education, and subsequently unlawfully issuing Student a high school diploma in June 2019, exiting him from special education?
4. Did the Academy deny Student a FAPE by failing to reassess Student before issuing a high school diploma to Student in June 2019, exiting him from special education?

REASONABLE ACCOMMODATIONS

A party or participant in this case, such as a witness, requiring reasonable accommodation to participate in a mediation or hearing may contact OAH at (916) 263-0880, or send an email to OAHADA@dgs.ca.gov as soon as the need is known. The e-mail should have "Request for Accommodation" in the Subject Line. Additional information concerning requests for reasonable accommodation is available on OAH's website at: [Request Reasonable Accommodations for OAH Legal Proceedings \(ca.gov\)](http://oah.ca.gov).

IT IS SO ORDERED.

A handwritten signature in blue ink, appearing to read "Clifford H. Woosley".

Clifford H. Woosley

Administrative Law Judge

Office of Administrative Hearings