

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

HESPERIA UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2021100364

ORDER GRANTING MOTION TO AMEND COMPLAINT

OCTOBER 25, 2021

On October 13, 2021, Parents on behalf of Student filed a due process hearing request, referred to as a complaint, with the Office of Administrative Hearings, called OAH, naming Hesperia Unified School District. On October 19, 2021, Student filed a motion for leave to amend the complaint and an amended complaint. No opposition was received from Hesperia Unified School District.

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).)

Student filed a motion for leave to amend the complaint seeking to correct Student's address in the complaint. Student's request was filed more than five days before the due process hearing. Therefore, it 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.

IT IS SO ORDERED.

A handwritten signature in cursive script that reads "Cynthia Fritz".

Cynthia Fritz

Administrative Law Judge

Office of Administrative Hearings