

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

JUSTICE STREET ACADEMY CHARTER SCHOOL AND
LOS ANGELES UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2021110098

ORDER GRANTING MOTION TO AMEND COMPLAINT

DECEMBER 1, 2021

On November 3, 2021, Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, also called OAH, naming Justice Street Academy Charter School as respondent. On November 19, 2021, Student filed a Motion to Amend the Due Process Hearing Request and an amended complaint naming Justice Street and Los Angeles Unified School District as respondents. No opposition to the motion to amend the complaint was received from either respondent.

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 timely filed. The amendment is being filed to add Los Angeles as a respondent to the request for due process. Student asserts Los Angeles was just recently identified as a party responsible for providing her a free, appropriate public education.

The motion 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. All previously scheduled dates are hereby vacated. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

Penelope S. Pahl

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Administrative Law Judge

Office of Administrative Hearings