

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
GILROY UNIFIED SCHOOL DISTRICT

v.

PARENTS ON BEHALF OF STUDENT.

OAH CASE NUMBER 2021100376

ORDER VACATING DISMISSAL AND RESCHEDULING
VIDEOCONFERENCE MEDIATION

NOVEMBER 03, 2021

On October 14, 2021, Gilroy Unified School District filed a Request for Mediation Only, with the Office of Administrative Hearing, called OAH, naming Parents on behalf of Student. On October 14, 2021, OAH issued a scheduling notice, setting the mediation for October 27, 2021. On October 19, 2021, counsel for Gilroy cancelled the mediation because of a previously scheduled mediation in another matter. Gilroy properly informed Parents.

Having not received a request to reschedule the mediation from the parties, OAH issued a notice of dismissal on November 3, 2021. Subsequently on November 3, 2021, OAH received a joint request from the parties, dated October 29, 2021 requesting that

the mediation be rescheduled. The request also gives notice that Gilroy and Student are represented by counsel at the mediation. OAH views the rescheduling request to include a request to vacate the dismissal.

Here, the request predates the dismissal, demonstrating an intent by the parties to mediate. A delay of a few days in getting the joint request signed and filed is excusable and both parties will benefit from vacating the dismissal, reopening the case, and proceeding with mediation.

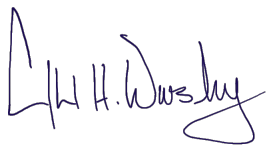
The November 3, 2021 dismissal of this matter is vacated and the mediation only file is reopened. The request to reschedule the mediation is granted and mediation is set as follows:

MEDIATION DATE is November 19, 2021, 9:00 AM to 4:30 PM.

MEDIATION will occur via telephone or videoconference.

PARTICIPANT INFORMATION SHEETS FOR MEDIATION AND PREHEARING CONFERENCES MUST BE FILED TWO BUSINESS DAYS PRIOR TO THE DATE OF THE SCHEDULED EVENT.

IT IS SO ORDERED

A handwritten signature in blue ink, appearing to read "Clifford H. Woosley". The signature is stylized with a large initial "C" and a long, sweeping underline.

Clifford H. Woosley

Administrative Law Judge

Office of Administrative Hearings