

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

V.

KIPP BAYVIEW ACADEMY.
OAH CASE NUMBER 2021100888

ORDER DENYING REQUEST FOR VIDEOCONFERENCE
MEDIATION AND CONTINUANCE OF DUE PROCESS
HEARING

DECEMBER 03, 2021

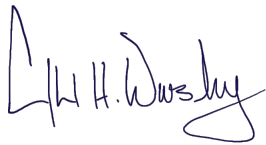
Student filed a request for due process, called the complaint, on October 28, 2021, naming Kipp Bayview Academy as respondent. On December 3, 2021, the parties filed a joint request for a mediation of March 23, 2022, and a continuance of the due process hearing to May 17 through 19, 2022.

The request is denied. The parties fail to provide any reason for seeking a mediation that is more than three and a half months away. Though the proposed continued hearing dates are technically within 60 days of the mediation, the parties' joint request effectively delays the hearing to seven months after the filing of the

complaint. Without a showing of good cause, such delay is contrary to the public policy of efficient and timely due process hearings as mandated by state and federal law.

The parties may resubmit their request, with facts demonstrating good cause for such a delay, or with proposed dates within a more reasonable time.

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