

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

MADERA UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2021090530

ORDER CLARIFYING THAT PAGES D354 AND D355 OF
DISTRICT'S EXHIBIT 25 ARE ADMITTED

DECEMBER 14, 2021

This due process hearing in this matter was held on November 9, 10, and 30, 2021, and December 1, 2, 3, and 8, 2021, before ALJ Elsa H. Jones of the Office of Administrative Hearings. On December 3, 2021, Kathleen Kennedy, a Madera Unified employee, testified at the hearing in two sessions, first during the morning, and second during the afternoon, regarding pages D354 and D355 of District's Exhibit 25. Towards the conclusion of Ms. Kennedy's testimony on that day, Madera Unified's counsel moved into evidence pages D354 and D355 of District's Exhibit 25, without objection by Student's counsel, and those pages were received into evidence.

On December 8, 2021, the last day of hearing, the parties and the ALJ reviewed all of the exhibits to confirm which exhibits, or portions of exhibits, were marked as admitted or not admitted. At that time, the discussion of the contents of District's Exhibit 25 focused only on other specific pages of the exhibit, and pages D354 and D355 of District's Exhibit 25 were not mentioned. After reviewing the record, the ALJ clarifies that pages D354 and D355 of District's Exhibit 25 should have been confirmed as admitted during that review of the exhibits, and they are hereby confirmed as admitted.

If any party objects to this Order, they may file and serve a written objection by no later than two business days from the date of this Order, and the other party shall have two business days after such service and filing to respond to the objection in writing. No additional papers, such as reply memoranda, shall be filed relating to this Order unless the ALJ grants permission.

IT IS SO ORDERED.

A handwritten signature in cursive script that reads "Elsa Jones".

Elsa H. Jones

Administrative Law Judge

Office of Administrative Hearings