

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2021110404

ORDER DENYING REQUEST FOR RECONSIDERATION

DECEMBER 6, 2021

On November 22, 2021, the undersigned Administrative Law Judge issued an order finding that Los Angeles Unified School District had offered compensatory services for a limited duration in Student's last individualized education program, called an IEP, which were not a part of Student's educational program for purposes of stay put.

On December 3, 2021, Student filed a motion for reconsideration, essentially arguing that the judge was mistaken. The Office of Administrative Hearings has not received a response from Los Angeles.

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time, generally within ten

days. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

Student waited almost two weeks to file a reconsideration motion, and provides no new facts, circumstances, or law to support reconsideration. Rather, Student offers the same argument with the same information contained in the original motion. Student contends that the undersigned ALJ misapplied the law concerning stay put, which is not a basis for reconsideration, but for seeking review, if and to the extent available.

Student provides no basis for reconsideration of the November 22, 2021 Order. Accordingly, Student's motion for reconsideration is denied.

IT IS SO ORDERED.

Alexa Hohensee

Alexa Hohensee

Administrative Law Judge

Office of Administrative Hearings