

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

CENTRALIA ELEMENTARY SCHOOL DISTRICT.

OAH CASE NUMBER 2021100841

ORDER DENYING REQUEST FOR
VIDEOCONFERENCE MEDIATION

JANUARY 31, 2022

The Office of Administrative Hearings, referred to as OAH, issued an Order Granting Request for Videoconference Mediation and Continuance of Due Process Hearing on December 2, 2021. The mediation was scheduled for January 14, 2022, between 1:30 pm and 5:00 pm. On January 13, 2022, Student cancelled the mediation without explanation.

The parties failed to comply with OAH's scheduling procedures by cancelling the mediation the day prior to the mediation without explanation and failing to show good cause for rescheduling the mediation. OAH's scheduling procedures state that once a mediation is set, the parties are expected to attend the mediation. If the parties cancel a

mediation date and want to request another mediation date, they must have a good reason, such as illness or another unforeseen, unavoidable reason, or "good cause" for cancelling the first mediation. If the parties believe they do have a good reason and want to change the date for a mediation that already has been scheduled, the parties should follow the same procedure as for requesting the first mediation date, but make sure to include the reason they cancelled the first mediation.

The parties' request to schedule mediation is denied for failure to follow OAH's procedures. The parties may submit a new request for mediation and establish good cause for the earlier cancellation.

IT IS SO ORDERED

Jennifer Kelly

Jennifer Kelly

Administrative Law Judge

Office of Administrative Hearings