

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE CONSOLIDATED MATTERS INVOLVING:
PARENT ON BEHALF OF STUDENT

AND

PLACENTIA-YORBA LINDA UNIFIED SCHOOL DISTRICT,
OAH CASE NUMBER 2023090402
OAH CASE NUMBER 2023090398

ORDER GRANTING MOTION TO AMEND STUDENT'S
COMPLAINT

JANUARY 12, 2024

On September 15, 2023, Parents on behalf of Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, naming Placentia-Yorba Linda Unified School District. Placentia-Yorba Linda Unified also filed a complaint on September 15, 2024, naming Student. The Office of Administrative Hearings is referred to as OAH. On October 2, 2023, OAH granted Placentia-Yorba Linda's motion and consolidated the two matters, designating Student's complaint as primary.

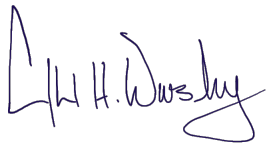
On January 10, 2024, Student filed a Motion to Amend Student's Due Process Hearing Request, with the amended complaint. On January 11, 2024, Placentia-Yorba Linda filed notice of non-opposition to Student's motion to amend their complaint.

An amended complaint may be filed when the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or when the hearing officer grants permission. The hearing officer may grant permission at any time more than five days before the due process hearing. (20 U.S.C. § 1415(c)(2)(E)(i).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. § 1415(c)(2)(E)(ii).)

Here, the motion to amend was filed more than five days prior to the due process hearing and is unopposed. Therefore, it is timely and is granted.

The Student's amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order.

IT IS SO ORDERED.

A handwritten signature in blue ink, appearing to read "Clifford H. Woosley".

Clifford H. Woosley

Administrative Law Judge

Office of Administrative Hearings