

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

ALLIANCE COLLEGE-READY PUBLIC SCHOOLS; ALLIANCE
MARINE-INNOVATION AND TECHNOLOGY 6-12 COMPLEX; AND
LOS ANGELES UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2023120570

ORDER GRANTING STUDENT'S MOTION TO AMEND
COMPLAINT

JANUARY 3, 2024

On December 13, 2023, Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, called OAH, naming Alliance Marine-Innovation and Technology. On January 2, 2024, Student filed a Motion to Amend the Due Process Hearing Request and an amended complaint naming Alliance College-Ready Public Schools, Alliance Maine-Innovation and Technology 6-12 Complex and Los Angeles Unified School District as respondents. Los Angeles Unified School

District filed a non-opposition to the motion to amend on January 3, 2024. OAH did not receive a response to the motion from any other respondent.

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).)

The motion to amend was filed more than five days prior to the due process hearing. Therefore, it is timely and is granted. All previously scheduled dates are vacated. The 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. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

Ted Mann

Ted Mann

Administrative Law Judge

Office of Administrative Hearings