

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

SPRINGS CHARTER SCHOOLS.
OAH CASE NUMBER 2024010094

ORDER GRANTING MOTION TO AMEND COMPLAINT

JANUARY 16, 2024

On December 28, 2023, Student filed a due process hearing request, referred to as a complaint, with the Office of Administrative Hearings, naming Springs Charter Schools. The Office of Administrative Hearings is referred to as OAH. On January 10, 2024, Student filed a motion to amend the complaint and an amended complaint. On January 11, 2024, Springs Charter Schools filed a notice of non-opposition.

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. The amended complaint seeks to correct the identity of the charter school at issue. The motion is timely and is granted. 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.

Cole Dalton

Cole Dalton

Administrative Law Judge

Office of Administrative Hearings