

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENT ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2024010524

ORDER CLARIFYING ISSUES FOR HEARING

SEPTEMBER 19, 2024

On January 16, 2024, the Office of Administrative Hearings, called OAH, received a due process hearing request from Parent, naming Los Angeles Unified School District, called Los Angeles Unified.

On August 19, 2024, Administrative Law Judge Kara Hatfield held a prehearing conference by videoconference. On August 20, 2024, OAH issued an Order Following Prehearing Conference.

Administrative Law Judge Laurie Gorsline heard this matter by videoconference on September 17 and 18, 2024. Parent represented Student. Attorney Brian Davenport represented Los Angeles Unified.

On both September 17 and 18, 2024, the parties and Administrative Law Judge conducted preliminary matters, including a discussion clarifying the issues for hearing.

Based upon the discussion with the parties on September 18, 2024, and the Administrative Law Judge's further review of the complaint, OAH issues the following order clarifying the issues at the due process hearing. A free appropriate education is called a FAPE. An individualized education program is called an IEP.

ISSUES

1. Did Los Angeles Unified deny Student a FAPE by failing from January 16, 2022, through the filing of Student's complaint to conduct a three-year-review psychoeducational assessment?
2. Did Los Angeles Unified deny Student a FAPE by failing from January 16, 2022, through the filing of Student's complaint to assess Student's educationally related mental health?
3. Did Los Angeles Unified deny Student a FAPE from March 16, 2022, through February 27, 2023, by failing in the March 16, 2022 IEP to:
 - A. Offer Student sufficient behavior aide support and supervision?
 - B. Offer Student an adequate individual transition plan?
4. Did Los Angeles Unified deny Student a FAPE by materially failing to implement the transition services of Student's March 16, 2022 IEP?
5. Did Los Angeles Unified deny Student a FAPE from February 27, 2023, through the filing of Student's complaint by failing in the February 27, 2023 IEP to:
 - A. Offer Student sufficient behavior aide support and supervision?
 - B. Offer Student an adequate individual transition plan?

6. Did Los Angeles Unified deny Student a FAPE by materially failing to implement the transition services of Student's February 27, 2023 IEP?
7. Did Los Angeles Unified deny Student a FAPE by failing to assess Student for recreational therapy as requested by Parent at the February 27, 2023 IEP team meeting?
8. Did Los Angeles Unified deny Student a FAPE by failing to provide Parent a prior written notice regarding its denial of Parent's February 27, 2023, request for compensatory educational services?
9. Did Los Angeles Unified deny Student a FAPE by predetermining the October 30, 2023 IEP to exit Student from special education and related services?
10. Did Los Angeles Unified deny Student a FAPE from October 30, 2023, through the filing of Student's complaint by failing in the October 30, 2023 IEP to:
 - A. Offer Student sufficient behavior aide support and supervision?
 - B. Offer Student an adequate individual transition plan?

IT IS SO ORDERED.

Laurie Gorsline

Laurie Gorsline

Administrative Law Judge

Office of Administrative Hearings