

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

LOS ANGELES UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2024060721

ORDER GRANTING MOTION TO AMEND COMPLAINT

SEPTEMBER 26, 2024

On June 19, 2024, Parents on behalf of Student filed a filed a due process hearing request, referred to as a complaint, with the Office of Administrative Hearings, naming Los Angeles Unified School District, called Los Angeles. The Office of Administrative Hearings is referred to as OAH. On July 24, 2024, Student filed a motion to amend the due process hearing request and an amended complaint. No opposition was received from Los Angeles.

Also, on July 24, 2024, OAH granted the parties joint request to schedule a mediation and continue the due process hearing. OAH set the prehearing conference for November 8, 2024, and the due process hearing for November 19, through 21, 2024.

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. The amended complaint shall be deemed filed on July 24, 2024, and all procedural timelines will be based on that date. The mediation will be held on October 15, 2024, at 9:00 AM to 12:30 PM, the prehearing conference will be held on November 8, 2024, at 1:00 p.m., and the due process hearing will proceed on November 19, 20, and 21, 2024.

IT IS SO ORDERED.

Jennifer Kelly

Jennifer Kelly

Administrative Law Judge

Office of Administrative Hearings