

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 2024090403

ORDER GRANTING MOTION TO AMEND COMPLAINT

OCTOBER 16, 2024

On September 9, 2024, Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, naming Los Angeles Unified School District. Los Angeles Unified School District is called Los Angeles District. The Office of Administrative Hearings is referred to as OAH. On October 11, 2024, Student filed a Motion to Amend the complaint and a proposed amended complaint. The proposed amended complaint alleges new facts, includes additional issues as well as proposed resolutions. On October 14, 2024, Los Angeles District filed a Non-Opposition to the Motion to Amend. The due process hearing is set to begin on October 29, 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 the complaint was filed more than five days prior to the due process hearing. Therefore, it is timely and is granted. The proposed 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.


Thanayi Lindsey (Oct 16, 2024 15:33 PDT)

Thanayi Lindsey

Administrative Law Judge

Office of Administrative Hearings