

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

ORINDA UNION SCHOOL DISTRICT.
OAH CASE NUMBER 2026060748

ORDER GRANTING MOTION TO AMEND COMPLAINT

JULY 13, 2026

On June 12, 2026, Parent on behalf of Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, naming Orinda Union School District, called Orinda. The Office of Administrative Hearings is referred to as OAH.

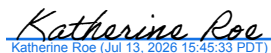
On June 16, 2026, Student filed a First Amended Complaint which OAH deemed the original complaint filed on June 16, 2026, in the Notice of No Action dated June 18, 2026. On July 13, 2026, Student filed a Motion to Amend the Due Process Hearing Request and a Second Amended Due Process Complaint. This is Student's first amended complaint. The three prior complaints filed after the June 18, 2026, Notice of No Action were filed without appropriate motions to amend and were deemed legally

incompliant in the OAH order dated June 19, 2026. On July 13, 2026, Orinda filed a non-opposition to Student's motion to amend.

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 the date of this order. All applicable timelines shall be reset as of the date of this order. (34 C.F.R. § 300.510(c); Ed. Code, § 56501.5, subd. (d).) OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.


Katherine Roe (Jul 13, 2026 15:45:33 PDT)

Katherine Roe

Administrative Law Judge

Office of Administrative Hearings