

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

CAMPBELL UNION HIGH SCHOOL DISTRICT AND SANTA CLARA
COUNTY OFFICE OF EDUCATION.
OAH CASE NUMBER 2026020303

ORDER GRANTING MOTION TO AMEND COMPLAINT

JULY 20, 2026

On February 3, 2026, Parent, on behalf of Student, filed a request for due process hearing, also called a complaint, with the Office of Administrative Hearings, called OAH, naming Campbell Union School District and Santa Clara County Office of Education.

On March 11, 2025, OAH granted the parties first joint request for mediation and to continue the hearing of this case. On May 14, 2026, OAH granted the parties' request for a second mediation and continuance of the hearing for good cause, on grounds that assessments agreed to in the first mediation were delayed and Parents wished to observe alternative placement options. The Order granting the mediation and continuance set the PHC in the case for July 20, 2026, and the hearing for July 28, 2026.

On July 15, 2026, Student filed a Motion to Amend the Due Process Hearing Request and an amended complaint. On July 16, 2026, Santa Clara and Campbell filed notices they did not oppose 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).)

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 not later than five days before the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i)(II); (34 C.F.R. § 300.508 (d)(4).) The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii); (34 C.F.R. § 300.508 (d)(4); Ed. Code, § 56502, subd. (e).)

The complaint in this matter has been pending since early February. As a result of the multiple continuances, Student's amended complaint raises issues in an additional school year. However, a comparison of the original and this amended complaint also shows amendments to the issues in the school years previously pled. As a result, judicial economy is served by allowing the amendment. The parties should not anticipate the granting of further amendments or continuances.

ORDER

1. Student's request to amend their complaint is granted.

2. The amended complaint is deemed filed on the date of this order.
3. All previously scheduled dates in this case are vacated.
4. All applicable timelines will be reset as of the date of this order.
5. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read "Robert G. Martin". The signature is fluid and cursive, with a long horizontal stroke at the end.

Robert G. Martin

Administrative Law Judge

Office of Administrative Hearings