

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE CONSOLIDATED MATTERS INVOLVING:

PARENT ON BEHALF OF STUDENT,

and

TEMECULA VALLEY UNIFIED SCHOOL DISTRICT,

OAH CASE NUMBER 2026050820

OAH CASE NUMBER 2026080232

ORDER GRANTING MOTION TO CONSOLIDATE AND
GRANTING MOTION TO CONTINUE

AUGUST 11, 2026

On May 18, 2026, Parent on behalf of Student filed with the Office of Administrative Hearings a Request for Due Process Hearing in OAH case number 2026050820, Student's Case, naming Temecula Valley Unified School District, called Temecula.

On August 3, 2026, Temecula filed a Request for Due Process Hearing in OAH case number 2026080232, Temecula's Case, naming Student.

On August 3, 2026, Temecula filed a Motion to Consolidate the cases and to continue the due process hearing date set in Student's Case, OAH case number 2026050820. Student did not file a response to the motion.

CONSOLIDATION

No statute or regulation specifically provides a standard to be applied in deciding a motion to consolidate special education cases. However, OAH will generally consolidate matters that involve the same parties, a common question of law and/or fact, and when consolidation of the matters furthers the interests of judicial economy by saving time or preventing inconsistent rulings. (See Gov. Code, § 11507.3, subd. (a) [administrative proceedings may be consolidated if they involve a common question of law or fact]; Code of Civ. Proc., § 1048, subd. (a) [same applies to civil cases].)

Here, both cases involve a common question of law or fact, specifically, the appropriateness of the April 21, 2026, IEP. Student did not oppose the motion. In addition, consolidation furthers the interests of judicial economy because the cases involve the same evidence and witnesses. Accordingly, consolidation is granted.

CONTINUANCE

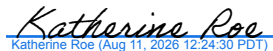
A due process hearing must be conducted, and a decision rendered, within 45 days of receipt of the due process notice, unless an extension is granted for good cause. (34 C.F.R. § 300.515(a) & (c) (2006); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3); Cal. Code Regs., tit. 1, § 1020.) As a result, continuances are disfavored. OAH considers all relevant facts and circumstances in determining whether good cause exists to grant an extension. (See Cal. Rules of Court, rule 3.1332(d).)

Temecula's motion to continue the hearing demonstrates good cause for a continuance, so that the prehearing conference and due process hearing are held on the previously requested and ordered dates.

ORDER

1. Temecula's Motion to Consolidate is granted.
2. Student's Case is designated as the primary case. All dates previously set in Temecula's Case, OAH case number 2026080232, are vacated.
3. Temecula's Motion to Continue is granted. The Prehearing Conference in the consolidated cases shall be held on September 18, 2026, at 3:00 PM, and the Due Process Hearing in the consolidated cases shall be held on September 29, through October 1, 2026, beginning at 9:30 AM on all days, continuing day to day as needed at the discretion of the Administrative Law Judge.
4. The 45-day timeline for issuance of the decision in the consolidated cases shall be based on the date of the filing of the complaint in Student's Case, OAH case number 2026050820.

IT IS SO ORDERED.


Katherine Roe (Aug 11, 2026 12:24:30 PDT)

Katherine Roe

Administrative Law Judge

Office of Administrative Hearings