

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE CONSOLIDATED MATTERS INVOLVING:

PARENT ON BEHALF OF STUDENT,

and

NEW PACIFIC CHARTER - ROSEVILLE,

OAH CASE NUMBER 2026080667

OAH CASE NUMBER 2026070688

ORDER GRANTING MOTION TO CONSOLIDATE

AUGUST 26, 2026

On July 14, 2026, Pacific Charter Institute and New Pacific Charter School, called New Pacific, filed with the Office of Administrative Hearings, called OAH, a request for due process hearing, called New Pacific's case. New Pacific's case was assigned OAH case number 2026070688, and named Student. New Pacific Institute was dismissed by OAH Order, dated July 28, 2026.

On August 17, 2026, Parents on behalf of Student filed a request for due process hearing in OAH case number 2026080667, naming New Pacific, called Student's case.

On August 17, 2026, Student filed a motion to consolidate the cases. New Pacific did not file a response to the motion.

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. New Pacific's case seeks an order that its 2025 assessments were appropriate. Student's case alleges that New Pacific's assessments were not appropriate, and New Pacific denied Student a free appropriate public education by failing to find Student eligible for special education during the 2025-2026 school year based upon those assessments.

In addition, consolidation will avoid the duplication of time, expense and resources involved in having these matters proceed to hearing separately, and avoid the possibility of conflicting results.

Accordingly, consolidation is granted.

ORDER

1. Student's motion to consolidate is granted.
2. Student's case is designated as the primary case. All dates previously set in New Pacific's case, OAH case number 2026070688, are vacated. The consolidated cases will proceed on the dates in Student's case.

3. 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 2026080667.

Alexa Hohensee

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Administrative Law Judge

Office of Administrative Hearings