

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

V.

GLENDALE UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2026050435

ORDER GRANTING SECOND MEDIATION AND
CONTINUANCE OF PREHEARING CONFERENCE AND DUE
PROCESS HEARING BY VIDEOCONFERENCE

AUGUST 13, 2026

On May 6, 2026, Student filed a due process hearing request naming Glendale Unified School District, called Glendale, with the Office of Administrative Hearings, called OAH. On August 10, 2026, Student filed a motion to continue the hearing until October 27, 2026, because of Parent's emergency medical condition supported by declarations under the penalty of perjury from Parent and Student's attorney Georgianna Junco-Kelman. Parent represented she has several medical conditions impacting the need for a hearing continuance, including one which requires immediate surgery, recently set for September 4, 2026, and may occur sooner. Attorney Junco-

Kelman represented that she filed the continuance motion immediately upon learning of Parent's emergency medical conditions, some of which were exacerbated by stress including the continued stress of litigating this case. Attorney Junco-Kelman also represented that before filing the motion she met and conferred with Glendale's attorney, Tamara Kaufman, who did not oppose a continuance but stated she needed to confer with Glendale regarding availability for a new hearing date.

On August 12, 2026, Glendale filed a non-opposition to the continuance motion. Additionally, on August 13, 2026, the parties filed a joint request for a second mediation on August 25, 2026, for 1:30 pm to 5:00 pm, and a continuance of the prehearing conference to October 16, 2026, at 10:00 am, and continuance of the due process hearing to the week of October 27, 2026.

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. Good cause may include:

- the unavailability of a party, counsel, or an essential witness due to death, illness or other excusable circumstances;
- substitution of an attorney when the substitution is required in the interests of justice;
- a party's excused inability to obtain essential testimony or other material evidence despite diligent efforts;
- or another significant, unanticipated change in the status of the case as a result of which the case is not ready for hearing.

(Ed. Code, § 56505, subd. (f)(3); Cal. Rules of Court, rule 3.1332(c).)

OAH considers all relevant facts and circumstances, including:

- the proximity of the hearing date;
- previous continuances or delays;
- the length of continuance requested;
- the availability of other means to address the problem giving rise to the request;
- prejudice to a party or witness as a result of a continuance;
- the impact of granting a continuance on other pending hearings;
- whether trial counsel is engaged in another trial;
- whether the parties have stipulated to a continuance;
- whether the interests of justice are served by the continuance or imposing conditions on the continuance; and any other relevant fact or circumstance.

(Cal. Rules of Court, rule 3.1332(d).)

Parent's emergency medical condition is good cause for a hearing continuance and a second mediation so the parties may continue settlement discussions. Based on the parties' filings, a second mediation is set and the case is continued as follows:

MEDICATION, PHC, HEARING DATES, TIMES, AND LOCATION

The mediation is set for August 25, 2026, from 1:30 to 5:00 PM

The PHC is continued to October 16, 2026, at 10:00 AM.

The hearing will take place on October 27, 28 and 29, 2026, and continue day to day at the discretion of the ALJ. The hearing shall begin at 9:30 AM each day and generally end at 3:30 PM, unless otherwise ordered. PHC statements and motions are due to OAH no later than three business days before the prehearing conference or with a showing of good cause why it was not timely filed.

PARTICIPANT INFORMATION SHEETS FOR THE MEDIATION, PHC AND DUE PROCESS HEARING MUST BE FILED TWO BUSINESS DAYS PRIOR TO THE DATE OF THE SCHEDULED EVENT.

MEDIATION, PHC AND HEARING LOCATION

OAH is authorized to conduct mediation, prehearing conference and due process hearings by videoconference or telephone. (Cal. Code Regs., tit. 5, § 3082, subd. (g).) OAH will conduct the PHC and due process hearing by videoconference using the Zoom application. Unless otherwise ordered, participants are required to appear by videoconference using computer or device with video capability and Zoom.

The parties shall immediately notify all potential witnesses of the hearing dates and shall subpoena witnesses, if necessary, to ensure that the witnesses will appear to

testify. A party's failure to notify or subpoena a witness to testify will not be considered good cause to continue the hearing. Instructions for issuing and responding to [subpoenas](https://www.dgs.ca.gov/OAH/Case-Types/Special-Education/Forms/Subpoenas?search=special%20education%20subpoena) and optional forms for subpoenas can be found on the website at <https://www.dgs.ca.gov/OAH/Case-Types/Special-Education/Forms/Subpoenas?search=special%20education%20subpoena>.

IT IS SO ORDERED.

Sabrina Kong

Sabrina Kong

Administrative Law Judge

Office of Administrative Hearings