

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:
PARENTS ON BEHALF OF STUDENT,

v.

POWAY UNIFIED SCHOOL DISTRICT SELPA.

OAH CASE NUMBER 2026070534

ORDER GRANTING MOTION TO AMEND COMPLAINT

SEPTEMBER 9, 2026

On July 13, 2026, Parent on behalf of Student filed a Due Process Hearing Request, referred to as a complaint, with the Office of Administrative Hearings, naming Poway Unified School District SELPA, called Poway. The Office of Administrative Hearings is referred to as OAH. On August 26, 2026, Student filed a Motion to Amend the Due Process Hearing Request and an amended complaint. No opposition was received from Poway.

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. The mediation scheduled for September 22, 2026, remains on calendar unless cancelled by a party. The mediation does not affect the timelines in this case. (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
Katherine Roe (Sep 9, 2026 16:37:19 PDT)

Katherine Roe

Administrative Law Judge

Office of Administrative Hearings