BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENT ON BEHALF OF STUDENT,

v.

SAN DIEGO UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2025100675

ORDER CONTINUING DECISION DUE DATE

OCTOBER 6, 2026

On June 24, 2026, the Office of Administrative Hearings, known as OAH, issued an Order to Show Cause Reassignment to Another Administrative Law Judge before Division Chief Administrative Law Judge Peter Paul Castillo on June 29, 2026, to discuss the impact of the medical leave of absence regarding Administrative Law Judge Thanayi Lindsey after the conclusion of the hearing on the completion of the decision. Attorney Geralyn M. Clancy appeared on behalf of Student. Attorney Daniel Soar appeared on behalf of San Diego Unified School District.

At the trial setting conference, the parties discussed various options of a continuance, reassigning the decision to another ALJ or conducting a new hearing. Student expressed preference to continue this matter so ALJ Lindsey could write the Decision, understanding that if she does not return as scheduled on September 10,

2026, that OAH will reassign the case to another ALJ. San Diego expressed preference that OAH reassign the Decision to another ALJ now so not to further extend the Decision due date.

On June 30, 2026, OAH issued an order that continued the matter to permit ALJ Lindsey, if she returned, to complete the decision. If ALJ Lindsey was not to return as scheduled, OAH would notify the parties and assign an ALJ to write a decision after listening to the hearing recordings and reviewing the exhibits and closing briefs.

ALJ Lindsey did not return by September 10, 2026. Therefore, on September 2, 2026, OAH assigned the case to another ALJ to write the decision and gave the parties until 3:00 PM on September 4, 2026, to exercise their peremptory challenge. OAH stated in the September 2, 2026 order that if a party used a peremptory challenge, OAH would issue an order with the name of the new ALJ and timeline for the other party to use its peremptory challenge.

On September 2, 2026, Student exercised his right to challenge the assigned judge. On September 3, 2026, OAH granted Student's peremptory challenge and assigned the case to the undersigned ALJ. Pursuant to California Code of Regulations, title 1, section 1034, subdivision (g), OAH continued the decision due date to November 10, 2026, to permit the ALJ to complete the Decision after reviewing the hearing recordings, exhibits, and closing briefs.

The undesigned ALJ is in the process of reviewing the hearing records, exhibits, and closing briefs. In the interest of permitting the ALJ to conduct a complete and thorough review of the hearing, OAH has ordered the transcript of the proceeding for the ALJ's review. In order to allow sufficient time for the ALJ to receive and review the transcript, OAH hereby continues the Decision due date for two-weeks. Accordingly, the Decision will be issued by November 24, 2026.

IT IS SO ORDERED.

Jennifer Kelly

Jennifer Kelly
Administrative Law Judge
Office of Administrative Hearings