BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of: PARENT ON BEHALF OF STUDENT, v. HEMET UNIFIED SCHOOL DISTRICT,	OAH CASE NO. 2013090788
HEMET UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH CASE NO. 2013110591 ORDER DENYING REQUEST FOR RECONSIDERATION

On November 22, 2013, the undersigned Administrative Law Judge issued an order consolidating Office of Administrative Hearings (OAH) case numbers 2013110591 and 2013090788. On November 26, 2013, Parent, on behalf of Student, filed with OAH a motion to reconsider the order of consolidation. On November 27, 2013, the Hemet Unified School District, through counsel, filed with OAH an opposition to the Student's motion for reconsideration.

APPLICABLE LAW

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when the party seeks reconsideration within a reasonable period of time. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) The party seeking reconsideration may also be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1199-1200.)

DISCUSSION AND ORDER

Here, Student's motion alleges no new facts, circumstances, or law in support of the request for reconsideration. In fact, Student's motion references the underlying Individualized Education Program which placed Student at a particular preschool Special Day Class which is common to both consolidated cases and which is the primary reason for the order of consolidation. Accordingly, Student's motion for reconsideration is denied.

IT IS SO ORDERED.

Dated: December 02, 2013

/s/

TIMOTHY L. NEWLOVE
Presiding Administrative Law Judge
Office of Administrative Hearings