BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of: PARENT ON BEHALF OF STUDENT, v. PASADENA UNIFIED SCHOOL DISTRICT,	OAH Case No. 2016030805
PASADENA UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2016060614 ORDER DENYING REQUEST FOR RECONSIDERATION

On April 29, 2016, the Office of Administrative Hearings granted the parties' joint continuance request, which set the matter for hearing on July 12 – 14, 2016. At the July 1, 2016 Prehearing Conference, the parties confirmed the hearing dates. On July 6, 2016, Student filed a request to continue the dates in this matter with OAH, based upon the unavailability of Student's legal counsel, Abraham A. Labbad, as he had scheduled depositions and court appearances. On July 7, 2016, Pasadena Unified School District opposed the request based upon failure of Student to establish good cause for a continuance.

On July 7, 2016, the undersigned administrative law judge issued an order that denied Student's continuance, finding that Student did not establish good cause for a continuance. That same day, Student filed a request for reconsideration, providing some additional information as to the unavailability of Student's legal counsel. On July 8, 2016, District filed an opposition to the reconsideration request.

APPLICABLE LAW

OAH 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

Student alleges no new facts, circumstances, or law in support of the request reconsideration. Student provides no information that Student's legal counsel informed the Superior Court that he was in hearing before the Superior Court scheduled the depositions, and the rescheduled trial takes place after the hearing in this consolidated matter. Further, the hearing in OAH Case No. 2016061048 has been resolved.

Accordingly, Student's request for reconsideration is denied.

ORDER

Student's Motion for Reconsideration is denied. Matter shall proceed as scheduled.

DATE: July 8, 2016

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Peter Paul Castillo
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PETER PAUL CASTILLO
Presiding Administrative Law Judge
Office of Administrative Hearings