BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of: PARENT ON BEHALF OF STUDENT, v. FOLSOM CORDOVA UNIFIED SCHOOL DISTRICT,	OAH Case No. 2015010431
FOLSOM CORDOVA UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2014121009 ORDER DENYING MOTION TO DISMISS WITHOUT PREJUDICE

On January 9, 2015, Student filed a due process hearing request naming Folsom-Cordova as respondent. On March 30, 2015, Folsom-Cordova filed a motion to dismiss issues in Student's complaint that are outside of the statute of limitations and outside of the Office of Administrative Hearing's jurisdiction. On April 2, 2015, Student opposed the motion. On April 2, 2015, Student's motion to file an amended complaint was granted and Student's amended complaint was deemed filed on that day. Filing an amended complaint renders Folsom-Cordova's motion to dismiss moot as it challenged a complaint that is no longer being litigated. In light of the forgoing, Folsom-Cordova's motion to dismiss is denied without prejudice in the event Folsom-Cordova seeks to file a motion to dismiss based on Student's amended complaint.

IT IS SO ORDERED.

DATE: April 7, 2015

/s/
JOY REDMON
Administrative Law Judge
Office of Administrative Hearings