BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of: PARENT ON BEHALF OF STUDENT, v. AVESON GLOBAL LEADERSHIP ACADEMY,	OAH Case No. 2018110119
AVESON GLOBAL LEADERSHIP ACADEMY, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2019010133 ORDER GRANTING AVESON'S HEARING LOCATION CHANGE FOR DUE PROCESS HEARING

Student filed a due process hearing request (complaint) with the Office of Administrative Hearings on November 2, 2018, naming Aveson Global Leadership Academy. Aveson filed a complaint against Student on January 4, 2019. On January 11, 2019, OAH consolidated Student's case with Aveson's case.

On May 8, 2019, Aveson filed a hearing location change notice with OAH accompanied by a certification that the proposed hearing location complied with all laws governing accessibility of government facilities to persons with disabilities. On May 10, 2019, Student called and advised OAH that she did not oppose the hearing location change.

APPLICABLE LAW AND DISCUSSION

Under the Individuals with Disabilities Act and state law, hearings must be conducted at a time and place that is reasonably convenient to the parents and child involved. (34 C.F.R. §300.515(d); Ed. Code, §56505(b).) "Reasonably convenient" does not mean that the hearing may be located anywhere a parent chooses. Therefore, due process hearings are generally scheduled at the offices of local education agency, the office of the Special Education Local Plan Area to which the local education agency belongs, or the regional OAH office closest to the parents' residence. The administrative law judge has discretion to grant or deny a change of the hearing. (See Gov. Code, § 11508.)

Because Student did not oppose the hearing location change, and the proposed new hearing location was in the same city as the hearing location set forth in the March 29, 2019 Order Following Pre-Hearing Conference, OAH grants Aveson's hearing location change.[1]

ORDER

The hearing currently set on May 14, 15, and 16, 2019 shall be held at Aveson, located at:

3049 N. Lincoln Ave.,
Altadena, CA 91001

IT IS SO ORDERED.

DATE: March 29, 2019

DocuSigned by:
Sabrina Kong
6159FBB6742E44F...

SABRINA KONG
Administrative Law Judge
Office of Administrative Hearings

[1] All future requests, if any, to OAH shall be designated as a "motion", and shall be supported by declarations under the penalty of perjury, and in compliance with the March 29, 2019 Order Following PHC.