BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENT ON BEHALF OF STUDENT,

v.

SACRAMENTO CITY UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2019040251

ORDER FOLLOWING ORDER TO SHOW CAUSE

On August 13, 2019, the undersigned administrative law judge, hereafter called ALJ, ordered Parent to show cause by August 19, 2019, as to why she did not appear at the scheduled August 12, 2019 prehearing conference. Parent timely filed a response on August 19, 2019.

ORDER TO SHOW CAUSE

On August 19, 2019, Parent explained that she believed that the August 9, 2019, late-filed motion for a continuance had been granted, and the prehearing conference was continued.

No ruling was made on the continuance motion prior to the prehearing conference. Thus, it remained on calendar and Parent was required to appear.

In the interests of justice, however, the lack of an adequate explanation will be overlooked because Parent timely filed a response to the order to show cause and

appears regretful. Thus, a dismissal of the case, sanctions, or shifting of costs will not be ordered. Parent is on notice in this case and all further cases that an assumption that a case is continued without receiving notice from the Office of Administration Hearings as such will not be permitted to subvert sanctions in the future.

The matter is continued to the following dates:

Prehearing Conference will be held on August 30, 2019, at 1:00 PM.

Due Process Hearing will be held on September 10, 11, and 12, 2019. The hearing shall begin at 9:30 AM the first day, and at 9:00 AM on all other days unless otherwise ordered. The hearing shall continue day to day, as needed at the discretion of the Administrative Law Judge.

The parties shall immediately notify all potential witnesses of the hearing dates, and shall subpoena witnesses if necessary, to ensure their availability to testify. Good cause for witness unavailability is not established by failing to properly notify or subpoena a witness. Prehearing conference statements and motions are due to OAH no later than three business days before the prehearing conference or with evidence of good cause why it was not possible to file the motion by that date.

IT IS SO ORDERED.

DATED: August 19, 2019

DocuSigned by:
Cynthia Fritz
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Cynthia Fritz
Administrative Law Judge
Office of Administrative Hearings