BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: BARSTOW UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2017040083 ORDER TO SHOW CAUSE WHY CASE SHOULD NOT BE DISMISSED

On April 3, 2017, District filed a request for due process hearing (complaint). District cancelled mediation on April 11, 2017. District filed an amended complaint on April 24, 2017. A telephonic Prehearing Conference was set for May 15, 2017. District failed to appear for the Prehearing Conference.

If the parent and local education agency have not resolved the due process complaint within 30 days of the receipt of the complaint, OAH is required to issue a decision within the next 45 days, unless a continuance is granted for good cause. (20 U.S.C. § 1415(f)(1)(B)(ii); 34 C.F.R. § 300.51; Ed. Code, § 56502, subd. (f).)

Here, District did not appear for the Prehearing Conference. District is ordered to show cause in writing no later than 5:00 p.m. on May 19, 2017 as to why this matter should not be dismissed.

A telephonic hearing is hereby set for Monday, May 22, 2017 at 10:00 a.m., at which time District's counsel shall show cause why this matter should not be dismissed with prejudice for failure to participate, prosecute or advance the matter.

IT IS SO ORDERED.

DATE: May 15, 2017

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Marian H. Tully
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MARIAN H. TULLY
Administrative Law Judge
Office of Administrative Hearings