BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:	
PARENT ON BEHALF OF STUDENT,	OAH CASE NO. 2013031004
v.	ORDER REGARDING STAY PUT
WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT.	

Student filed a request for a due process hearing (Complaint) in this matter on March 26, 2013. Student titled the Complaint as both a request for due process hearing and a request for "stay put." Stay put entitles a special education pupil to remain in his or her current educational placement, unless the parties agree otherwise. (20 U.S.C. § 1415(j); 34 C.F.R. § 300.518(a) (2006); Ed. Code, § 56505, subd. (d).) The West Contra Costa Unified School District (District) filed an opposition to Student's claimed motion for stay put on April 2, 2013. However, there is no mention of any request for stay put or argument for stay put anywhere in the body of Student's Complaint.

There is another case between the parties that was filed by District on March 11, 2013. That case bears Office of Administrative Hearings (OAH) Case Number 2013030286. Student filed a motion for stay put in Case Number 2013030286 that was received by OAH on March 25, 2013. The District filed an opposition on March 22, 2013. Administrative Law Judge Charles Marson issued an order denying Student's motion for stay put on April 2, 2013. That order controls the stay put placement of Student at this time in all special education matters.

Therefore, no stay put order will be issued in this matter.

Dated: April 03, 2013

/s/
MARGARET BROUSSARD
Administrative Law Judge
Office of Administrative Hearings