BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. OXNARD SCHOOL DISTRICT.	OAH Case No. 2016091036 ORDER CONTINUING MATTER FOR ADDITIONAL BRIEFING

The hearing in this matter concluded on March 7, 2017, and was continued to April 3, 2017, for the parties' filing of final written argument.

On March 30, 2017, a panel of the Ninth Circuit issued a decision in *Avila v. Spokane School Dist.* (2017) --- F.3d ---, 2017 WL 1173700, 17 Cal. Daily Op. Serv. 3045, addressing the application of the two-year statute of limitations (20 U.S.C. §1415(f)(3)). Here, Student seeks a determination that he is entitled to relief beyond two years before the filing of his complaint. Therefore, the parties are entitled to additional briefing time to address the statute of limitations.

Accordingly, this matter is continued until April 17, 2017, at which time the parties shall file their final written argument. The record will then be closed and the matter submitted for decision. The parties are directed to address the application of the statute of limitations, to the facts herein, including discussion of the *Avila* decision, *M.M. v. Lafayette School Dist.*(2014) 767 F.3d 842, and any other law the parties wish to include.

The parties are granted an additional five (5) pages to their 25-page briefing limitation.

IT IS SO ORDERED.

DATE: April 3, 2017

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CLIFFORD H. WOOSLEY
Administrative Law Judge
Office of Administrative Hearings