BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

REDONDO BEACH UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2024090950

ORDER DENYING STUDENT'S REQUEST FOR RECONSIDERATION OF PARTIES' JOINT REQUEST FOR MEDIATION AND CONTINUANCE

APRIL 11, 2025

On April 10, 2025, the undersigned Administrative Law Judge issued an order denying the parties' joint request for mediation and continuance. On April 11, 2025, Student filed a Request for Reconsideration Re Request for Second Mediation and Continuance of Due Process Hearing.

APPLICABLE LAW

The Office of Administrative Hearings will generally reconsider a ruling upon a showing of new or different facts, circumstances, or law justifying reconsideration, when

the party seeks reconsideration within a reasonable period of time, generally within ten days. (See, e.g., Gov. Code, § 11521; Code Civ. Proc., § 1008.) Reconsideration is also dependent on the moving party's diligence in presenting underlying facts or law in their initial motion and the party seeking reconsideration may be required to provide an explanation for its failure to previously provide the different facts, circumstances or law. (See *Baldwin v. Home Savings of America* (1997) 59 Cal.App.4th 1192, 1197-1200.)

DISCUSSION

Here, Student has not offered new or different facts, circumstances or law. All the information offered in Student's Motion for Reconsideration was available to the parties at the time of filing of the initial request for mediation and continuance. The parties' failure to make a proper motion initially is not the basis for substantive relief under reconsideration. The proper avenue for Student's instant request would be a motion requesting mediation and continuance supported by good cause. As a result, Student's motion for reconsideration is denied without prejudice.

ORDER

Student has not established the April 10, 2025 Order should be reconsidered. The motion for reconsideration is denied.

All dates set in this matter are confirmed, including the prehearing conference scheduled for Monday, April 11, 2025.

IT IS SO ORDERED.

Ted Mann

Ted Mann

Administrative Law Judge

Office of Administrative Hearings