BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENTS ON BEHALF OF STUDENT, v. COLTON JOINT UNIFIED SCHOOL DISTRICT.	OAH Case No. 2017060750 ORDER GRANTING EXTENSION OF TIME TO FILE RESPONSE TO MOTION TO DISMISS

On June 15, 2017, Parents on behalf of Student filed a Request for Due Process hearing naming Colton Joint Unified School District.

On June 30, 2017, District filed a motion seeking to dismiss claims based on Section 504 of the Rehabilitation Act, the Americans with Disabilities Act, the Unruh Civil Rights Act, California Education Code sections 200, 201, 262.3, 32261 and 58900, the Due Process and Equal Protection Clauses of the federal and state Constitutions, as well as claims time-barred by the two-year statute of limitations.

On July 6, 2017, District filed a request to withdraw its motion to dismiss to correct a defect in notice to Student. District re-filed its motion to dismiss that same day.

On July 11, 2017, Student and District jointly filed a request to extend Student's time until July 14, 2017, to respond to District's motion to dismiss. Parties stipulated that Student will either file his first amended complaint or District will withdraw its pending motion to dismiss with the intention that a motion to dismiss will be re-filed once an amended complaint is filed.

ORDER

Student will have until 5:00 PM on July 17, 2017, to either file a response to District's motion to dismiss or to file an amended complaint. If Student fails to do either, OAH will rule on District's motion to dismiss.

DATE: July 12, 2017

DocuSigned by:

Rommel P. Cruz

ROMMEL P. CRUZ

Administrative Law Judge

Office of Administrative Hearings