BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENT ON BEHALF OF STUDENT,

v.

VISIONS IN EDUCATION CHARTER SCHOOL.

OAH CASE NUMBER 2026010806

ORDER DETERMINING STUDENT'S FIRST AMENDED DUE PROCESS COMPLAINT SUFFICIENT

MARCH 3, 2026

On January 20, 2026, Student filed a Due Process Hearing Request, called a complaint, with the Office of Administrative Hearings, called OAH, naming Visions in Education Charter School, called Visions.

On January 26, 2026, Visions filed a Notice of Insufficiency as to Student's initial complaint. OAH determined Student's initial complaint was insufficient on January 28, 2026. OAH's order allowed Student to file an amended due process complaint.

Student filed a first amended complaint on February 9, 2026. The attached proof of service indicated that Parent served Visions by US Mail.

In response to Student filing an amended complaint, OAH issued a new scheduling order dated February 10, 2026. OAH electronically served counsel for Visions the same day.

Visions received Student's first amended complaint on February 12, 2026. Visions filed a Notice of Insufficiency as to Student's first amended complaint on March 2, 2026.

APPLICABLE LAW

The named parties have the right to challenge the complaint's sufficiency. (20 U.S.C. § 1415(b) & (c).) The party filing the complaint is not entitled to a hearing unless the complaint meets the requirements of title 20 United States Code section 1415(b)(7)(A).

The complaint is deemed sufficient unless a party notifies OAH and the other party in writing within 15 days of receiving the complaint that the party believes the complaint has not met the notice requirements. (20 U.S.C. § 1415(c)(2)(C); Ed. Code, § 56502, subd. (d)(1).)

DISCUSSION

Student's first amended complaint was filed on February 9, 2026, and Visions received a copy by US Mail on February 12, 2026. Visions's Notice of Insufficiency was filed with OAH and served on Student on March 2, 2026, which is more than 15 days after Visions received Student's first amended complaint. Vision did not timely file its Notice of Insufficiency within 15 days. Therefore, Student's first amended complaint is deemed sufficient.

ORDER

1. The complaint is deemed sufficient under title 20 United States Code section 1415(c)(2)(C) and Education Code section 56502, subdivision (d)(1).
2. All prehearing conference and hearing dates in this matter are confirmed.

IT IS SO ORDERED.

Ashok Pathi

Ashok Pathi

Administrative Law Judge

Office of Administrative Hearings