BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: WILLIAM S. HART UNION HIGH SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2016010872 ORDER FOLLOWING PREHEARING CONFERENCE

On February 12, 2016, a telephonic prehearing conference was held before Administrative Law Judge Robert G. Martin, Office of Administrative Hearings. Ian T. Wade, Attorney at Law, appeared on behalf of petitioner William S. Hart Union High School district. Student's Mother did not respond to telephone calls and no one appeared on behalf of Student. The PHC was recorded.

Based on discussion of the parties, the ALJ issues the following order:

1. District's Request for First Continuance

District filed its case on January 26, 2016. The matter was set for hearing on February 23, 2016, and has not been continued. On February 5, 2016, District filed a request for an initial continuance of the PHC and the hearing. Student filed no response to District's request for continuance. At the PHC, District counsel stated that the continuance was being requested on grounds that District counsel was previously scheduled to be out of town on another matter on February 23 and 24, 2014.

A due process hearing must be held, and a decision rendered, within 45 days of receipt of the complaint, unless a continuance is granted for good cause. (Ed. Code, §§ 56502, subd. (f) & 56505, subd. (f)(1)(C)(3).) Here, good cause was shown for an initial continuance of this matter. The matter was recently filed, and may be continued to a date still within the 45-day time period, and District has not previously requested any continuance of the matter.

ORDER

District's request to continue the PHC and hearing is granted, and the PHC and due process hearing were continued, as of the date of the PHC, as follows:

PHC: February 29, 2016 at 1:00 p.m.

Due Process Hearing: March 8, 2016 at William S. Hart Union High School District, 21380 Centre Pointe Parkway, Santa Clarita, CA 91350, at 9:30 a.m., and continuing day to day thereafter, Monday through Thursday at 9:00 a.m., as needed at the discretion of the ALJ.

Dated: February 12, 2016

DocuSigned by:

ROBERT MARTIN
Administrative Law Judge
Office of Administrative Hearings