BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

IN THE MATTER OF:

PARENTS ON BEHALF OF STUDENT,

v.

SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT.

OAH CASE NUMBER 2023050849

ORDER CONTINUING DUE PROCESS HEARING

MARCH 22, 2024

The due process hearing in this matter, previously scheduled for March 26 through 28, 2024, is continued to April 18, 23, and 24, 2024 to complete contracting for the testimony of assessor Ann Simun, Psy.D. Dr. Simun's office has confirmed her availability to testify on April 23, 2024.

The due process hearing will begin at 9:30 AM on all days, and generally end at 3:30 PM, unless otherwise ordered. The hearing will continue day to day, as needed, at the discretion of the Administrative Law Judge. The parties must immediately give potential witnesses the hearing dates, and must subpoena witnesses, if necessary, so they are available to testify. Failing to properly notify or subpoena a witness is not good cause to delay the hearing.

This continuance extends the deadline for the parties to serve final witness lists and exhibits in compliance with Education Code section 56505. The parties are also ordered to complete a final prehearing meet and confer no later than April 16, 2024 at 5:00 p.m. to discuss scheduling witnesses and how much time each witness will take. The parties should attempt to eliminate duplicate exhibits from their hearing exhibits. The parties shall discuss whether they can produce a written stipulation as to pertinent facts, contentions, resolutions, and the authenticity of documents to shorten the length of time needed for the hearing.

The Order Following Prehearing Conference for the prehearing conference held March 18, 2024 in this matter is being revised to include the continued hearing date, and will issue separately.

IT IS SO ORDERED.



Robert G. Martin
Administrative Law Judge
Office of Administrative Hearings