BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Consolidated Matters of: BONSALL UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT,	OAH Case No. 2016080681
PARENT ON BEHALF OF STUDENT, v. BONSALL UNIFIED SCHOOL DISTRICT.	OAH Case No. 2016070664 ORDER FOLLOWING PREHEARING CONFERENCE AND GRANTING JOINT REQUEST FOR CONTINUANCE

On November 21, 2016, a telephonic prehearing conference was held before Administrative Law Judge Marc Levine, Office of Administrative Hearings. Deborah Cesario, Attorney at Law, appeared on behalf of Bonsall Unified School District (District). Cara Lucier, Attorney at Law, appeared on behalf of Student. The PHC was recorded.

The parties jointly requested a continuance of the matter because counsel for both parties are currently engaged in another due process hearing that is scheduled to overlap with the hearing dates currently set in this matter.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted. (34 C.F.R. § 300.515(a) (2006); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) Speedy resolution of the due process hearing is mandated by law and continuance of the hearing may be granted only upon a showing of good cause. (Ed. Code, § 56505, subd. (f)(3).) OAH has reviewed the request for good cause and considered all relevant facts and circumstances.

The request is granted. Accordingly, all dates are continued and this matter is calendared as follows:

Prehearing Conference:	January 6, 2017 at 1:00 PM
Due Process Hearing:	January 18, 19, 23, 24, 25, 26, 30, and 31, 2017. The hearing shall commence at 9:30 a.m. on the first day of hearing,1:30 PM on January 23 and 30, and at 9:00 a.m. on each subsequent day, unless otherwise ordered.

The parties shall immediately notify all potential witnesses of the hearing dates, and shall subpoena witnesses if necessary, to ensure that the witnesses will be available to testify. A witness will not be regarded as unavailable for purposes of showing "good cause" to continue the hearing if the witness is not properly notified of the hearing date or properly subpoenaed, as applicable.

IT IS SO ORDERED.

DATE: November 21, 2016

DocuSigned by:
Marc Levine
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MARC LEVINE
Administrative Law Judge
Office of Administrative Hearings