BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: PARENT ON BEHALF OF STUDENT, v. OXNARD UNION HIGH SCHOOL DISTRICT.	OAH Case No. 2017020382 ORDER DENYING PEREMPTORY CHALLENGE

On Monday, May 8, 2017, Student filed a peremptory challenge, seeking to disqualify Administrative Law Judge Adrienne Krikorian from hearing this case, which is scheduled to commence on Tuesday, May 9, 2017. Student's peremptory challenge is untimely and is denied.

The peremptory challenge is made pursuant to Government Code section 11425.40, subdivision (d), of the Administrative Procedures Act, and California Code of Regulations, title 1, section 1034. Government Code section 11425.40, subdivision (d), establishes the criteria for disqualification of the presiding officer. California Code of Regulations, title 1, section 1034 establishes the timeliness requirements. Pursuant to California Code of Regulations, title 1, section 1034, subdivision (e), for a hearing (such as this one) that is scheduled to occur at a location other than an OAH office, a peremptory challenge must be filed by noon on Friday the week preceding the matter's commencement.

Student was notified of the appointment of ALJ Krikorian to this matter on Thursday, May 4, 2017, and neglected to timely file the peremptory by noon on Friday, May 5. The peremptory challenge is therefore untimely pursuant to California Code of Regulations, title 1, section 1034, subdivision (e), and is denied.

IT IS SO ORDERED.

DATE: May 8, 2017

DocuSigned by:
June Lehrman
[illegible]

JUNE R. LEHRMAN
Presiding Administrative Law Judge
Office of Administrative Hearings