BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of: LA CANADA UNIFIED SCHOOL DISTRICT, v. PARENT ON BEHALF OF STUDENT.	OAH Case No. 2018051171 ORDER FOLLOWING PREHEARING CONFERENCE AND CONTINUANCE OF PREHEARING CONFERENCE AND DUE PROCESS HEARING

On June 11, 2018, a telephonic prehearing conference was held before Administrative Law Judge Alexa J. Hohensee, Office of Administrative Hearings. Lyndsy B. Rogers, Attorney at Law, appeared on behalf of La Canada Unified School District. Parent appeared on behalf of Student. The PHC was recorded.

Based upon discussion with the parties, the ALJ issues the following order:

1. Continued Hearing Dates, Times, and Location. The hearing is continued on motion of Student, for good cause shown, and shall take place on August 28-30, 2018, and continuing day to day thereafter, Monday through Thursday as needed, at the discretion of the ALJ. Unless otherwise ordered, the hearing shall begin at 9:30 a.m. on August 28, 2018, and at 9:00 a.m. on all other hearing days unless otherwise ordered.

The hearing shall take place at the District's offices located at 4490 Cornishon Avenue, La Canada, California 91011. 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 was not properly notified of the hearing date or properly subpoenaed, as applicable.

2. Continued PHC. The telephonic PHC is continued to 10:00 a.m. on August 20, 2018. OAH will initiate the conference call. As the parties have already filed their PHC statements, no additional PHC Statements need be filed unless changed circumstances so require. Any prehearing motion is due to OAH no later than three business days before the prehearing conference, or a showing of good cause why it was not possible to file the motion by that date.

If any party wishes to mediate this matter, they may contact the other party, mutually agree on a mediation date, and file a joint request for mediation with OAH. The parties are encouraged to mediate their dispute prior to the due process hearing.

The scheduling order previously served on the parties may be referenced for more information on how to request mediation.

3. Settlement. The parties are encouraged to continue working together to reach an agreement before the due process hearing. The parties shall inform OAH in writing immediately should they reach a settlement or otherwise resolve the dispute, or if the petitioning party files a withdrawal of their due process hearing request, before the scheduled hearing. In addition, if a settlement is reached within five days of the scheduled start of the due process hearing, the parties shall also inform OAH of the settlement by telephone at (916) 263-0880.

IF A FULL AND FINAL WRITTEN SETTLEMENT AGREEMENT IS REACHED, OR IF THE PETITIONING PARTY WITHDRAWS ITS DUE PROCESS HEARING AFTER 3:00 P.M. THE DAY PRIOR TO HEARING, EACH PARTY SHALL LEAVE A VOICEMAIL MESSAGE REGARDING THE SETTLEMENT OR WITHDRAWAL AT (916) 274-6035. THE PARTIES SHOULD ALSO LEAVE CONTACT INFORMATION SUCH AS CELLULAR PHONE NUMBERS OF EACH PARTY OR COUNSEL FOR EACH PARTY. THE PARTIES SHOULD SIMULTANEOUSLY EMAIL THE SIGNATURE PAGE OF THE SIGNED AGREEMENT OR A LETTER WITHDRAWING THE CASE TO THE OAH AT https://www.dgsapps.dgs.ca.gov/oah/oahsftweb .

Dates for hearing will not be cancelled until the letter of withdrawal or signature page of the signed agreement has been received by OAH. If an agreement in principle is reached, the parties should plan to attend the scheduled hearing unless different arrangements have been agreed upon by the assigned ALJ. The assigned ALJ will check for messages the evening prior to the hearing or the morning of the hearing.

4. Failure to comply with this order may result in the exclusion of evidence or other sanctions.

IT IS SO ORDERED.

DATE: June 11, 2018

DocuSigned by:
Alexa Hohensee
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ALEXA J. HOHENSEE
Administrative Law Judge
Office of Administrative Hearings