

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Middletown Board of Education v. Student

Appearing on behalf of the Parent: Attorney Jennifer Laviano  
Law Offices of Jennifer Laviano, LLC  
76 Route 37 South  
Sherman, CT 06784

Appearing on behalf of the Board: Attorney Christine Chinni  
Chinni & Meuser, LLC  
30 Avon Meadow Lane  
Avon, CT 06001

Appearing before: Hearing Officer Elisabeth Borrino

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Whether the Board's proposed program offers FAPE to the Student;
2. Whether the Parent should provide the items in Attachment A of his Health Care Plan prior to the Student's entrance into school;
3. Whether the Parent should send the Student to school on the carry-all with the Student's two private duty nurses or provide transportation with the Parent's own vehicle;
4. Whether the Parent should send the Student to the School for the 2010-2011 school year.

**SUMMARY:**

The Board filed this request for hearing which the Parent received on November 20, 2010. A Pre-Hearing Conference was held on December 13, 2010. On December 23, 2010, the Board requested that the Hearing Officer extend the deadline for mailing the Final Decision and Order. That request was granted and the deadline was extended to March 5, 1022. On January 13, 2011, Counsel for the Board withdrew the request for hearing without prejudice.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED**, without prejudice.