

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Cromwell Board of Education

Appearing on behalf of the Student: Parent

Appearing on behalf of the Board: Attorney Alyce Alfano
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Attorney Brette H. Fitton
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Did the District err when it determined that the action of the Student which resulted in disciplinary action by the District was not a manifestation of Student's disability?

PROCEDURAL HISTORY AND SUMMARY:

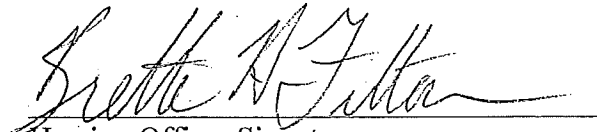
On January 17, 2017, the Board received a request for an expedited special education due process hearing filed by Parent and the Connecticut State Department of Education appointed the undersigned Hearing Officer to preside over the matter. At the prehearing conference held on January 24, 2017, hearing dates of February 13, 2017 and February 14, 2017 were set and the deadline for the mailing of the final decision and order was established as March 2, 2017. On January 30, 2017, Parent withdrew the request for a special education due process hearing.

FINAL DECISION AND ORDER:

In light of the above facts, the case is dismissed.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).


Hearing Officer Signature

Brette H. Fitton
Hearing Officer Name in Print