

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Enfield Board of Education

Appearing on behalf of the Student: Parents, *pro se*

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

Appearing before: Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Whether the Student's conduct which resulted in the pending disciplinary action was caused by or had a direct and substantial relationship to the Student's disability, or whether the conduct in question was a direct result of the Board's failure to implement the IEP.

PROCEDURAL HISTORY/DISCUSSION:

This request for the expedited hearing was received by the Board on June 4, 2013 and a prehearing conference convened on June 10, 2013.

Prior to the hearing date, the Parents submitted notification that they were withdrawing their request for due process in this matter as they were able to settle the matter regarding the Student's manifestation determination. The Parents' notice indicated that by withdrawing this matter, they do not waive their rights to go forward with other due process concerns in the future. Therefore, this matter is dismissed without prejudice.

FINAL DECISION AND ORDER:

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