

April 11, 2011

Final Decision and Order 11-0388

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

New Haven Board of Education v. Student

Appearing on behalf of the Board:

Typhanie Jackson, Special Education Director  
Leona Ambrosini, Special Education Supervisor  
New Haven Board of Education  
54 Meadow St.  
New Haven, CT 06519

Appearing on behalf of the Student:

Mary Ellen Riccio, Surrogate Parent<sup>1</sup>  
20 G Harbor Village  
Branford, CT 06405

Appearing before:

Attorney Mary Elizabeth Oppenheim  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUE:**

Whether the Board's evaluation of the Student is appropriate.

**PROCEDURAL HISTORY/DISCUSSION:**

This request for hearing was submitted by the Board on April 5, 2011. On April 11, 2011 the prehearing conference convened. The Surrogate Parent was available for the prehearing, but the Board's representative was not available. Shortly thereafter, the Board's representative submitted notification that the Board was withdrawing the due process request. Therefore, this matter is dismissed, without prejudice.

**FINAL DECISION AND ORDER:**

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

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<sup>1</sup> Attorney Eileen Jenetopulos sent an email that she would be filing an appearance, but had not filed by the time the Board submitted the Notice to Withdraw this matter. The mailing address and other information were, therefore, unavailable for Attorney Jenetopulos.