

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Fairfield Board of Education

Appearing on Behalf of the Parents: Pro Se

Appearing on Behalf of the Board: Michelle Laubin, Esq.
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, Ct 06460

Appearing Before: Attorney Justino Rosado, Hearing Officer

ISSUES:

1. Is the Program offered by the Board for the 2011-2012 school year appropriate and does it provide the Student with a free and appropriate public education (FAPE) in the least restrictive environment (LRE)? If not;
2. Is the program at Trinity Nursery School, provided at Parent expense, with the Board providing academic, speech and language, occupational therapy and physical therapy supports at the Early Childhood Center appropriate and would it provide the Student with FAPE in the LRE?

FINAL DECISION AND ORDER

SUMMARY and PROCEDURAL HISTORY:

The Student has been identified as Other Health Impaired and is entitled to receive a free and appropriate public education (FAPE) as defined in the Individuals with Disabilities Education Improvement Act (IDEIA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a. At a PPT meeting, the Parent rejected the program offered by the Board for the 2011-2012 school year. The Parent requested that the Board provide support services at Trinity Nursery School. The Board refused the Parent's request.

On or about April 15, 2011, the Board received notice of the Parent's request for due process. An impartial hearing officer was appointed on April 15, 2011 and a pre-hearing conference was held on April 27, 2011. A hearing date of June 8, 2011 was chosen by the parties.

On or about April 29, 2011 the parties attended a resolution meeting. In an electronic transmission, the Parent advised the hearing officer that the parties were able to resolve the matter at a resolution meeting and requested that the matter be withdrawn. The request was granted. The date for mailing the Final Decision and Order is June 29, 2011.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED.