

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Bristol Board of Education

Appearing on behalf of the Parent:

Attorney Lynn Cochrane  
Greater Hartford Legal Aid  
99 Asylum Street, 3<sup>rd</sup> Floor  
Hartford, Ct 06103

Appearing on behalf of the Board:

Attorney Linda Yoder  
Shipman & Goodwin, LLP  
One Constitution Plaza  
Hartford, CT 06103

Appearing before:

Justino Rosado, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Was the program provided by the Board for the 2014-2015 school year appropriate and did it provide the Student with a free and appropriate public education (FAPE) in the least restrictive environment (LRE)?
2. Are the occupational therapy and social services provided in the individualized education program (IEP) appropriate?
3. Should the IEP contain behavioral goals and objectives related to the issues raised in the functional behavioral assessment (FBA)?
4. Does the Student require access to a classroom aide/para-professional in the classroom?
5. Did the Board impede the Parents from being meaningful participants at the planning and placement team (PPT) meeting?

**SUMMARY AND PROCEDURAL HISTORY:**

The Student has been identified with Other Health Impaired-ADD and is entitled to receive FAPE as defined in the Individuals With Disabilities Education Improvement Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq. At a PPT meeting, the Parents were concerned with the occupational therapy and social services being provided and also requested behavioral goals and objectives. The Board refused the Parents' request.

On May 14, 2014, the Board received notice of the Parents' request for due process. An impartial hearing officer was appointed on May 15, 2014 and a pre-hearing conference was held on May 22, 2014. A hearing date of June 30, 2014 was chosen by the parties. The parties agreed to go to mediation in place of a resolution meeting. The mediation was held on June 13, 2014.

July 23, 2014

Final Decision and Order 14-0532

In an electronic transmission, the Parents' attorney advised the hearing officer that the parties were able to resolve the issues and requested that the matter be withdrawn. There was no objection by the Board. The withdrawal was granted.

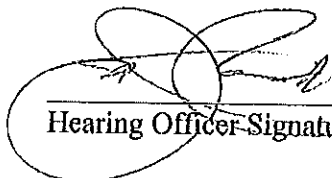
The date for the mailing of the Final Decision and Order is July 28, 2014.

**FINAL DECISION AND ORDER:**

**THE MATTER IS WITHDRAWN WITH PREJUDICE.**

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

Justino Rosado  
Hearing Officer Name in Print