

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student and Norwalk Board of Education

Appearing on behalf of the Student: Attorney Andrew A. Feinstein
86 Denison Avenue
Mystic, CT 06355

Appearing on behalf of the Board of Education: Attorney Michael McKeon
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103

Appearing before: Attorney Ann F. Bird
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Norwalk Board of Education propose an appropriate program for the Student for the 2014-2015 School Year?
2. If not, is the Franklin Academy appropriate?
3. If so, is the Student entitled to reimbursement for the expense of the Franklin Academy?

PROCEDURAL HISTORY:

The Student requested a special education due process hearing in the above-captioned matter on July 14, 2014. The Impartial Hearing Officer was assigned to the case on July 15, 2014. A telephonic pre-hearing conference was held on July 17, 2014. Attorney Andrew Feinstein appeared on behalf of the Student and Attorney Michael McKeon appeared on behalf of the Norwalk Board of Education. During the conference, evidentiary hearings were scheduled for September 15, 2014 and September 16, 2014.

On September 9, the Student requested that the scheduled hearing dates be cancelled so that the parties could finalize a settlement that had been reached in principal. The Board of Education agreed to the request and the hearings were cancelled. A new hearing date of October 20, 2014 was established.

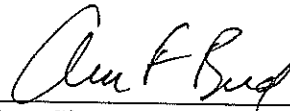
On October 10, 2014, the Student reported that the parties had finalized a settlement but that it had yet to be fully executed. The hearing date of October 20, 2014 was cancelled. On October 20, the Student reported that the settlement was fully executed and requested that the matter be dismissed.

FINAL DECISION AND ORDER:

It is ordered that the Student's request for dismissal is granted and this matter 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



Hearing Officer

Name in Print