

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Cheshire Board of Education v. Student

Appearing on behalf of the Parent:

Nora Belanger, Esq.  
Law Office of Nora Belanger, LLC  
161 East Avenue, Suite 104  
Norwalk, CT 06851

Appearing on behalf of the Board:

Marsha Moses, Esq.  
Berchem, Devlin & Moses, PC  
75 Broad Street  
Milford, CT 06460

Appearing before:

Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Is the first FBA appropriate?
2. Is the second FBA appropriate?
3. If either of the above FBAs is not appropriate, are the Parents entitled to an IEE FBA at public expense?
4. Is the District Educational Evaluation appropriate?

**PROCEDURAL HISTORY/SUMMARY:**

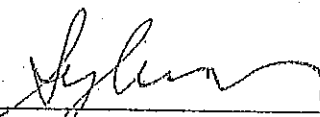
The Board brought the Due Process Complaint and Hearing Request on November 1, 2016. The Hearing Officer was appointed on November 2, 2016. The Hearing Officer wrote the parties and scheduled a Prehearing Conference on November 8, 2016. On November 7, 2016, the Board's attorney informed the Hearing Officer that Board was withdrawing its Due Process Complaint and Request for Hearing because the Parents had notified the Board that they were withdrawing their request for an independent educational evaluation.

**FINAL DECISION AND ORDER:**

The 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

Sylvia Ho

Hearing Officer

Name in Print