

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Region 6 Board of Education v. Student

Appearing on behalf of the Parents: Liz Moyse, Esq.
Law Offices of Jennifer D. Laviano, LLC
76 Route 37 South
Sherman, CT 06784

Appearing on behalf of the Board: Attorney Christine Chinni
Chinni & Meuser LLC
One Darling Lane
Avon, CT 06001

Appearing before: Justino Rosado, Esq., Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Are the Board's speech and language, psycho-educational, reading and writing evaluations appropriate? If not;
2. Is the Student entitled to independent speech and language, psycho-educational, reading and writing evaluations?

SUMMARY AND PROCEDURAL HISTORY:

The Student has not been identified as entitled to receive a free and appropriate public education (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 planning and placement team (PPT) meeting, the Parents were not in agreement with Board's speech and language, psycho-educational, reading and writing evaluations. The Parents requested independent evaluations at public expense. The Board refused the Parents' request. The parties agreed to mediate the matter. The mediation date was on July 2, 2014. The parties were not able to resolve the matter. An impartial hearing officer was appointed on May 19, 2014 and a pre-hearing conference was held on May 27, 2014. A hearing date of June 18, 2014 was chosen by the parties.

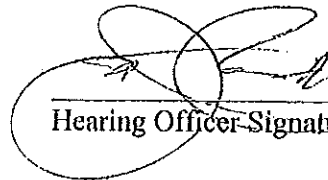
The Parent's attorney sent an electronic transmission to the hearing officer withdrawing the matter without prejudice. There was no objection by the Board. The date for the mailing of the Final Decision and Order was extended to accommodate the hearing date and the mediation date. The date for mailing the Final Decision and Order is August 1, 2014.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED WITHOUT 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