

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student¹ v. Norwalk Board of Education

Appearing on behalf of Student:

Attorney Jennifer Laviano
Law Offices of Jennifer Laviano LLC
76 Route 37 South
Sherman, CT 06784

Appearing on behalf of the Board of Education:

Attorney Michael McKeon
Pullman & Comley LLC
90 State House Square
Hartford, CT 06103

Appearing before:

Janis C. Jerman, Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by Student's Attorney via letter dated January 21, 2015.² It was received by the Board of Education ("BOE") on January 21. The 30-day resolution period ended February 20 and the deadline to mail the final decision and order is April 6. A telephonic pre-hearing conference was held on February 13. Attorney Laviano appeared on behalf of Student and Attorney McKeon appeared on behalf of BOE. The following issues were identified:

1. Did the Board of Education provide Student with a free appropriate public education during the 2012-13 school year?
2. Did the Board of Education provide Student with a free appropriate public education during the 2013-14 school year?
3. Did the Board of Education provide Student with a free appropriate public education during the 2014-15 school year?
4. Shall Student be placed at Sandhill at Board of Education expense?

The parties participated in mediation on February 25, at which the parties came to an agreement in principle. Via e-mail dated March 17, Student's Attorney indicated that the parties had reached an agreement in principle and that Student's Attorney had received a settlement agreement from BOE's Attorney and requested that the request for due process hearing be dismissed without prejudice.

FINAL DECISION AND ORDER


In light of the above facts, the above-captioned case is dismissed without prejudice.

¹ In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g ("FERPA") and related regulations at 34 CFR § 99, this decision uses "Student", "Parents", "School" and titles of school staff members and certain other witnesses in place of names and other personally identifiable information.

² All dates are 2015 unless otherwise indicated.

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

JANIS C. JERMAN

Hearing Officer

Name in Print