

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Darien Board of Education

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

Appearing on behalf of the Board: Attorney Andreana Bellach
Shipman & Goodwin LLP
300 Atlantic Avenue
Stamford, CT 06901-3522

Appearing before: Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Board failed to offer the Student an appropriate program for ESY 2013 and the 2013-14 school year;
2. Whether the Parents shall be reimbursed for the Student's placement at Eagle Hill Southport for ESY 2013 and the 2013-14 school year.

PROCEDURAL HISTORY/DISCUSSION:

This hearing request was received by the Board on August 21, 2013, and a prehearing conference convened on August 29, 2013. At the prehearing conference the attorneys for both parties confirmed that the parties agreed to mediate this case

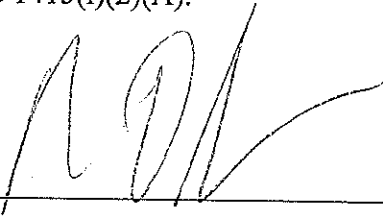
The Parents' request for an extension of the mailing date of the decision was granted so that the parties had sufficient time to settle this case, and a hearing date of October 28, 2013 was scheduled. Prior to the first hearing date, the Parents' attorney submitted notification that the parties had resolved the case and that the Parents were withdrawing their request for due process with prejudice. Therefore, this matter is dismissed.

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).

A handwritten signature in dark ink, appearing to read 'MEO', is written over a horizontal line.

Attorney Mary Elizabeth Oppenheim
Hearing Officer