

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Board of Education

Appearing on behalf of the Parent:

Marisa Mascolo, Esq.
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West Hartford, CT 06110

Appearing on behalf of the Board:

Michael P. McKeon, Esq.
Sullivan, Schoen, Campana & Connon, LLC
646 Prospect Avenue
Hartford, CT 06105-4286

Appearing before:

Mary H.B. Gelfman, Esq., Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Has the Board offered appropriate Individualized Education Programs (IEPs) and special education placements for the Student for the school years 2010-2011 and 2011-2012?
2. If not, was Eagle Hill School an appropriate placement?
3. If Eagle Hill School was an appropriate placement, is the Board responsible for funding and/or reimbursing payment for that placement for school years 2010-2011 and/or 2011-2012?

PROCEDURAL HISTORY:

This hearing was requested by Parents on March 14, 2012. The Hearing Officer was appointed on March 16, 2012. The date for mailing the decision was May 28, 2012.

A pre-hearing conference was held on March 28, 2012. At that time, the Parties reported they had agreed to waive the resolution meeting and request mediation from the State Department of Education. The mailing date was extended to June 27, 2012 to provide for settlement negotiations. The hearing was scheduled for May 23, 24, 29, 30 and 31, 2012. The dates of May 23, 24 and 29 were postponed on April 27 at the request of the Parties. On May 25, the Parties requested that the May 30 and 31 hearing sessions be postponed and the hearing was re-scheduled to June 13, 2012. On June 11, 2012, Parents' Attorney notified the Hearing Officer that a settlement had been made through mediation, and the Parents had withdrawn their request for a hearing. All motions and objections not previously ruled upon, if any, are hereby overruled.

In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g and related regulations at 34 C.F.R. § 99, the following decision uses "Student", "School", "Parent" and titles of school staff members and other witnesses instead of names and other personally identifiable information.

FINAL DECISION AND ORDER:

Because this matter has been settled and the request for hearing has been withdrawn, the case is DISMISSED, with prejudice.