

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Greenwich Board of Education

Appearing on behalf of the Parent:

Lawrence Berliner, Esq.  
1720 Post Road East, Suite 214E  
Westport, CT 06880

Appearing on behalf of the Board:

Abby Wadler, Esq.  
Town of Greenwich  
Law Department  
101 Field Point Road  
Greenwich, CT 06830

Appearing before:

Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board provide FAPE for the 2016-2017 school year?
2. Did the Board fail to consider Parents' input in developing the 2016-2017 IEP?
3. Did the Board fail to consider Parent's expert evaluation presented to the May 2016 PPT meeting?
4. Did the Board predetermine the Student's placement and/or fail to take into account Student's unique needs?
5. If the Board did not provide FAPE, is Eagle Hill School appropriate?
6. If so, should the Board be required to reimburse Parents for tuition and education related expenses at Eagle Hill School?
7. If so, should the Board be required to reimburse Parents for payment of Dr. Bogart's evaluation of Student?
8. Do the circumstances warrant an award of compensatory education?

**PROCEDURAL HISTORY/SUMMARY:**


The Parents filed the Due Process Complaint and Request for Hearing on November 18, 2016. The Hearing Officer was appointed on November 22, 2016 and conducted a Prehearing Conference on December 5, 2016. The hearing was scheduled for January 19, 2017. On January 10, 2017, the Parent's attorney reported to the Hearing Officer that the parties settled the dispute that the Parents were withdrawing the Due Process Complaint with prejudice.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED** with 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

Sylvia Ho

Hearing Officer

Name in Print