

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Greenwich Board of Education

Appearing on behalf of the Student: Attorney Jennifer Laviano
The Law Offices of Jennifer Laviano, LLC
76 Route 37 South
Sherman, CT 06784

Appearing on behalf of the Board: Attorney Abby Wadler
Assistant Town Attorney
Town Hall – Law Department
101 Field Point Road
Greenwich, CT 06830

Appearing before: Attorney Brette H. Fitton, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Board's actions during the 2010-2011 and 2011-2012 school years constituted substantive and/or procedural violations which resulted in a denial of a Free Appropriate Public Education to the Student;
2. Whether the Board failed to properly identify the primary disability of the Student, and if so, did such failure amount to a violation of Child Find during the 2009-2010 school year.

SUMMARY:

On February 6, 2012, the Greenwich Board of Education received a Request for a Special Education Due Process Hearing sent by Attorney for the Student. The undersigned hearing officer was appointed the following day on February 7, 2012. A prehearing conference was held on February 15, 2012. During the prehearing conference, Attorney for the Student requested an extension of the deadline for the mailing of the Final Decision and Order from April 21, 2012 to May 21, 2012. This extension request was granted by the hearing officer on February 17, 2012. On April 25, 2012, Attorney for the Student requested an additional extension of the deadline for the mailing of the Final Decision and Order due to the need for additional hearing dates beyond the existing deadline. This request was granted and a new deadline of June 20, 2012 was set. On May 23, 2012, the hearing commenced and the Attorney for the Student reported that the parties had entered into a settlement agreement and as a result the Request for a Special Education Hearing was being withdrawn with prejudice.

FINAL DECISION AND ORDER:

In light of the above facts, the case is dismissed with prejudice.