

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Appearing on behalf of the Parent: Attorney Colin Milne
Connecticut Office of Protection and Advocacy
60 B Weston Street
Hartford, CT 06120

Appearing on behalf of the Board: Attorney Rebecca Rudnick Santiago
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Robert L. Skelley, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Does the Middletown Board of Education's proposed Individualized Education Program ("IEP") and placement provide the Student a free and appropriate public education ("FAPE") in the least restrictive environment ("LRE")?
2. If the answer to Issue No. 1 is no, what is the appropriate remedy?

PROCEDURAL HISTORY:

The hearing was requested on August 21, 2013 (by agreement of the parties) and the mailing date for the final decision and order was October 25, 2013. A resolution meeting was not held as the parties agreed to participate in mediation on September 6, 2013. The initial Due Process hearing was scheduled for September 17, 2013. The Parties were successful in mediation and requested to continue the scheduled hearing date on September 17, 2013 to allow for the parties to formalize the agreement and to allow (at that time) the self-represented Parent to seek legal advice. Subsequently, Counsel for the Parent filed an appearance and represented that agreement had been reached and the matter was being withdrawn with prejudice by the Parent.

FINAL DECISION AND ORDER:

The Parties, through Counsel, stated that they had reached agreement through the use of mediation. Counsel for the Parent subsequently withdrew the complaint, with prejudice. Given that there are no further issues in this matter, the hearing is DISMISSED with prejudice.