

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Darien Board of Education

Appearing on behalf of the Parent:

Phillip Cohn, Esq.
Goldman Gruder & Woods, LLC
200 Connecticut Avenue
Norwalk, CT 06854

Appearing on behalf of the Board:

Christopher Tracey, Esq.
Shipman & Goodwin, LLP
200 Atlantic Street
Stamford, CT 06901

Appearing before:

Sylvia Ho, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board provide appropriate programs in the 2012-2013; 2013-2014 and 2014-2015 school years and extended school years?
2. If not, is Newport Academy appropriate?
3. Does Student require a residential placement?
4. Should Parents be reimbursed for their payment of tuition and education expenses of the unilateral placement?
5. Do the circumstances warrant an award of compensatory education?
6. Should equitable considerations reduce or eliminate any award to Parents?

PROCEDURAL HISTORY/SUMMARY:

The Parent filed the Due Process Complaint and Request for Hearing on February 23, 2015. The Hearing Officer was appointed on February 24, 2015 and conducted a Prehearing Conference on February 27, 2015. The hearing was scheduled for April 29, 2015. On April 1, 2015, the Parent's attorney informed the Hearing Officer that the parties settled the matter and 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