

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Ridgefield Board of Education v. Student

Appearing on behalf of the Student: Pro Se

Appearing on behalf of the Board: Attorney Marsha Moses
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, Ct 06460

Appearing before: Justino Rosado, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Were the Psycho-Educational Evaluation and the Educational Evaluation performed by the Board appropriate? If not;
2. Is the Student entitled to an Independent Psycho-Educational and Educational Evaluations at public expense?

SUMMARY and PROCEDURAL HISTORY:

The Student has not been identified as entitled to receive a free and appropriate public education (FAPE) as defined in the Individuals With Disabilities Education Improvement Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq.

At a planning and placement team (PPT) meeting, the Parents disagreed with the evaluations performed by the Board. The Parents requested Independent Psycho-Educational and Educational Evaluations. The Board refused the Parents' request and filed for due process. An impartial hearing officer was appointed on May 24, 2016 and a pre-hearing conference was held on June 3, 2016.

In an electronic transmission, the Parents advised the hearing officer that they were withdrawing the request for independent educational evaluations. Based on the Parents' withdrawal, the Board withdrew its request for a due process hearing.

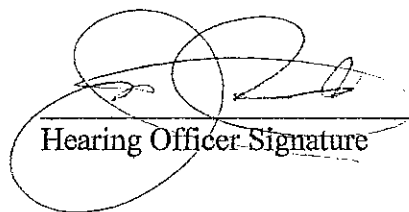
The date for the mailing of the Final Decision and Order was extended in order to accommodate the scheduling of hearing dates. The date for mailing the Final Decision and Order is July 29, 2016.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED.

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

Justino Rosado
Hearing Officer Name in Print