

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Newtown 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:

Michelle Laubin, Esq.  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, CT 06460

Appearing before:

Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board provide FAPE for the two years prior to the filing of the due process complaint?
2. Did the Board offer appropriate programs for ESY 2015 and 2015-2016 school years?
3. Were the Board's evaluations appropriate?
4. Were the Parents denied rights of participation?
5. Should the Parents be reimbursed for their payment of the costs of attendance at Education Connections?
6. Do the circumstances warrant an award of compensatory education?

**PROCEDURAL HISTORY/SUMMARY:**

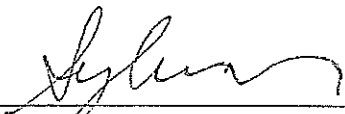
The Parent filed the Due Process Complaint and Request for Hearing on June 17, 2015. The Hearing Officer was appointed on June 18, 2015 and conducted a Prehearing Conference on July 2, 2015. The hearing was scheduled for August 26, 2015. On July 16, 2015, the Parents' attorney reported to the Hearing Officer that the Parents were withdrawing the Due Process Complaint without prejudice.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED** without 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).

  
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Hearing Officer Signature

Sylvia Ho  
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Hearing Officer      Name in Print