

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Stamford Board of Education

Appearing on behalf of the Parent:

Parent *pro se*

Appearing on behalf of the Board:

Christopher Tracey, Esq.
Shipman and Goodwin
300 Atlantic Avenue
Stamford, CT 06901

Appearing before:

Attorney Sylvia Ho, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board violate the Student's rights to procedural due process?
2. Did the Board violate the Student's rights of substantive due process?
3. Did the Board fail to include a regular education teacher as a part of the Individualized Education Program ("IEP") team?
4. Did the Board coerce the educators at Villa Maria School into changing their evaluation on the Student's IEP?
5. Did the Board predetermine the Student's placement for financial cost consideration and without regard to the Student's educational needs in creating the Student's IEP?

PROCEDURAL HISTORY/ SUMMARY:

The Parent filed a Due Process Complaint and Request for Hearing dated December 19, 2012, which was received by the Due Process Unit on December 21, 2012 and received by the Board on December 24, 2012. The Hearing Officer was appointed on December 24, 2012. The Board provided a response to the Parent's Due Process Complaint on January 4, 2013. On January 4, 2013, the Parent filed a request to the Hearing Officer to rule on the commencement of the Forty-Five (45) day timeline pursuant to 34 CFR 300.515 and further alleged that the Board had failed to schedule a resolution meeting in violation of 34 CFR 510. The Board filed a response to the Parent's request later that day.

A Prehearing Conference was conducted on January 11, 2013. At the Prehearing Conference, the Parent informed the Hearing Officer that the parties had met and had successfully resolved the issues in the Complaint. Subsequently, the Parent filed a letter withdrawing the Due Process Request with prejudice.

FINAL DECISION AND ORDER:

The matter is hereby **DISMISSED** with prejudice.