

STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

Simsbury Board of Education v. Student

Appearing on behalf of Student: Attorney Courtney P. Spencer
Law Office of Courtney P. Spencer
701 Hebron Avenue
Glastonbury, CT 06033

Appearing on behalf of the Board of Education: Attorney Julie C. Fay
Shipman & Goodwin LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Attorney Janis C. Jerman
Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by the Board of Education's ("BOE") Attorney via letter dated January 13, 2011.¹ It was received by Student's Parents on January 14. The original deadline for mailing the final decision and order was March 28. A telephonic pre-hearing conference was held on February 7. Attorney Spencer appeared on behalf of Student and Attorney Fay appeared on behalf of BOE. The following issues were identified:

1. Are BOE's occupational therapy and speech evaluations of Student appropriate?
2. If the answer to Issue One is in the negative, is Student entitled to independent educational evaluations in those areas?

Via letter dated February 8, BOE's Attorney requested an extension of the mailing date due to the need to schedule additional hearing dates. After fully considering the positions of the parties, the request was granted and the deadline to mail the final decision and order was extended to April 27. Hearing was scheduled for March 31. Via letter dated March 22, BOE's Attorney withdrew the request for hearing without prejudice to allow the parties additional time to attempt to resolve the matter without the need for a hearing.

FINAL DECISION AND ORDER

In light of the above facts, the above-captioned case is hereby dismissed without prejudice.

¹ All dates are 2011 unless otherwise indicated.