

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Enfield Board of Education

Appearing on behalf of Student:

Attorney Anne I. Treimanis
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10 Wall Street
Norwalk, CT 06850

Appearing on behalf of Board:

Attorney Christine Chinni
Chinni & Meuser, LLC
30 Avon Meadow Lane
Avon, CT 06001-3745

Appearing Before:

Attorney Robert Skelley
Hearing Officer

FINAL DECISION AND ORDER

Issues:

1. What is the time period that this Due Process complaint exposes the Enfield Board of education to possible liability?
2. Did the Enfield Board of Education deny the student a free and appropriate public education ("FAPE") for the 2009-2010 school years, through an amalgam of procedural and substantive failures, as identified in the Due Process complaint filed by the student?
3. Did the Enfield Board of Education deny the student FAPE for the 2010-2011 school years through an amalgam of procedural and substantive failures, as identified in the Due Process complaint filed by the student?
4. Did the Enfield Board of Education fail to provide appropriate transition planning and services for the student during the time period in question for this Due Process complaint?
5. If procedural and/or substantive IDEA violations occurred during the time period covered by this Due Process complaint, what is/are the appropriate remedies?

Procedural History:

This matter is before the Hearing Officer pursuant to a Request for Due Process hearing, filed by the Parent and received by counsel for the Enfield Board of Education ("BOE") on February 28, 2012 and identified as Case No. 12-0319. A pre-hearing conference was held on March 9, 2012, which counsel for both parties attended. The issues for the due process hearing were identified; the parties stated that they were seeking to utilize the mediation process to attempt to resolve the issues. Counsel for the Student requested a 30 day extension on March 9, 2012 for the mediation process to be scheduled and concluded; counsel for the BOE was in agreement with that request. A formal written request for

extension was provided following the pre-conference hearing and subsequently granted. Mediation was held on April 9, 2012. On April 11, 2012, counsel for the Student indicated via email that mediation had been successful and the matter had been settled. The Student then withdrew the request for Due Process, with prejudice.

Final Decision and Order:

Pursuant to the request by the Student to withdraw her request for a Due Process hearing with prejudice, and with no further issues pending, this matter is dismissed *with prejudice*.