

February 23, 2011

Final Decision and Order 11-0185

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Greenwich Board of Education

Appearing on behalf of the Parents:

Attorney Meredith C. Braxton
280 Railroad Ave., Suite 205
Greenwich, CT 06830

Appearing on behalf of the Board:

Attorney Andreana Bellach
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300 Atlantic Street
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Appearing before:

Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Board provided a free appropriate public education [FAPE] to the Student during the 2008-09 school year;
2. Whether the Board provided FAPE to the Student during the 2009-10 school year from September 2009 to December 2009.
3. Whether the Student is entitled to compensatory education as a result of this denial of FAPE.

PROCEDURAL HISTORY/DISCUSSION:

This request for hearing was received by the Board on November 2, 2010. A prehearing conference convened on November 15, 2010. The initial hearing date was postponed at the request of the parties so they could submit this matter to mediation. A second postponement was granted at the request of the parties to give them sufficient time to obtain the necessary advice and to draft the necessary documents for a special needs trust which was contemplated in a pending settlement agreement.

On February 18, 2011, the Parents' attorney submitted a request that this matter be dismissed without prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**, without prejudice.