

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Wilton Board of Education

Appearing on behalf of the Student: Attorney Phillip Cohn
Goldman, Gruder & Woods, LLC
200 Connecticut Avenue
Norwalk, CT 06854-1964

Appearing on behalf of the Board: Attorney Christopher Tracey
Shipman & Goodwin, LLP
300 Atlantic Avenue
Stamford, CT 06901

Appearing before: Attorney Brette H. Fitton, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board meet its obligations to identify the Student as eligible for special education services under Child Find, and, if the Board did not meet its obligations under Child Find, what should the remedy be?
2. Is the Board's program for the 2012-2013 school year appropriate, and if the program is inappropriate, what is the appropriate program?

PROCEDURAL HISTORY AND SUMMARY:

On August 23, 2012, the Wilton Board of Education received a Request for a Special Education Due Process Hearing. The undersigned hearing officer was appointed on August 24, 2012. The original deadline for mailing the final decision and order was November 6, 2012. A request for extension was received from Attorney for the Student on October 5, 2012, which was granted. The revised deadline for the mailing of the final decision and order was set for December 6, 2012. On September 6, 2012, a prehearing conference was held and hearing dates were set for November 12, 2012 and November 19, 2012. The parties engaged in mediation on October 11, 2012. On November 7, 2012, Attorney for the Student sent a letter to the hearing officer in which he indicated Student's hearing request was being withdrawn with prejudice.

FINAL DECISION AND ORDER:

In light of the above facts, the case is dismissed with prejudice.