

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Greenwich Board of Education

Appearing on behalf of Student:

Attorney Meredith Braxton  
280 Railroad Avenue Suite 205  
Greenwich, CT 06830

Appearing on behalf of the Board of Education:

Attorney Abby Wadler  
Town of Greenwich Law Department  
101 Field Point Road  
Greenwich, CT 06830

Appearing before:

Janis C. Jerman  
Hearing Officer

**FINAL DECISION AND ORDER**

A special education hearing in the above-captioned matter was requested by Student's Attorney via letter dated August 6, 2012.<sup>1</sup> It was faxed to Board of Education ("BOE") on August 6. The thirty-day resolution period ended September 5. The deadline to mail the final decision and order is October 20.

A telephonic pre-hearing conference was held on August 21. Attorney Braxton appeared on behalf of Student. No one appeared on behalf of BOE. The Hearing Officer e-mailed BOE's representative requesting that she join the conference call. She did not appear. After waiting nine minutes, the pre-hearing conference proceeded without a BOE representative.

The following issues were identified:

1. Whether the Board of Education failed to offer Student an appropriate educational program for the 2012-13 school year?
2. Whether the Board of Education failed to offer Student an appropriate educational program for the 2011-12 school year?
3. Whether Student is entitled for compensatory education?
4. Whether Student is eligible for special education services until age 21?

BOE was given until September 5 to request an additional pre-hearing conference to discuss the above identified statement of issues. No such request was made.

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<sup>1</sup> All dates are 2012 unless otherwise indicated.

The parties participated in a resolution session on August 20. They did not resolve the case but agreed to participate in mediation.

Hearings were scheduled for September 27 and 28. Via e-mail dated September 19, Student's Attorney requested a continuance of the hearing dates. After fully considering the positions of the parties, the request was granted.

Via e-mail dated October 11, Student's Attorney indicated that the parties had reached a final agreement and withdrew the request for due process with prejudice.

### **FINAL DECISION AND ORDER**

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