

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Regional School District No. 6 Board of Education and Student

Appearing on behalf of the Board:

Attorney Craig Meuser
Chinni & Meuser LLC
30 Avon Meadow Lane
Avon, CT 06001

Appearing on behalf of the Student:

Parent Pro Se

Appearing before:

Attorney Ann F. Bird, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Is the Board of Education's 2011-2012 functional behavioral evaluation of the Student appropriate?
2. If not, is the Student entitled to an independent functional behavioral evaluation of the Student at the Board of Education's expense?

PROCEDURAL HISTORY

The Board submitted a Request for Impartial Special Education Hearing in response to the Student's request for an independent functional behavioral evaluation of the Student, on August 22, 2012. The Hearing Officer was assigned to the case on August 24, 2012. On August 27, 2012, the Hearing Officer issued Notice of a telephonic pre-hearing conference to be conducted on August 30, 2012. At the Student's request, the telephonic pre-hearing conference was then postponed to September 12, 2012.

On September 11, 2012, the Board informed the Hearing Officer and the Student that the Board understood that the Student had withdrawn her request for an independent functional behavioral evaluation. The Board further stated that if the Board's understanding was correct, the Board asked that its Request for Impartial Special Education Hearing be dismissed.

On September 12, 2012, the Hearing Officer attempted to conduct the scheduled telephonic pre-hearing conference. Although the conference was not conducted, the Hearing Officer was able to secure the Student's confirmation that the Student had withdrawn her request for an independent functional behavioral evaluation. Upon further confirmation that the Board of Education therefore sought dismissal of its Request for Impartial Special Education Hearing, the Hearing Officer did not further pursue a telephonic pre-hearing conference.

FINAL DECISION AND ORDER

It is ordered that the Board of Education's request for dismissal is granted, and this case is dismissed.