

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Bridgeport Board of Education v. Student

Appearing on behalf of the Parent:

Pro Se

Appearing on behalf of the Board:

Attorney Gwen Zittoun
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103

Appearing before:

Justino Rosado, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Were the evaluations performed by the Board appropriate? If so;
2. Is the Parent entitled to an independent educational evaluation (IEE) in the area of reading?

SUMMARY AND PROCEDURAL HISTORY:

The Student has been identified with Emotional Disturbance and is entitled to receive a free and appropriate public education (FAPE) as defined in the Individuals With Disabilities Education Improvement Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq. This was an expedited hearing.

At a planning and placement team (PPT) meeting, the Parent rejected the evaluations performed by the Board. The Parent requested an independent educational evaluation (IEE) in the area of reading. The Board refused the Parent's request and the Board filed for due process. The parties agreed to mediate the matter. The date of the mediation session was January 20, 2015.

An impartial hearing officer was appointed on December 1, 2014 and a pre-hearing conference was held on December 10, 2014. A hearing date of January 29, 2015 was chosen by the parties.

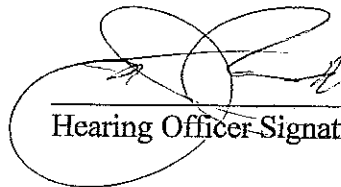
At the mediation session the parties were able to come to a resolution of the matter. On January 20, 2015, in an electronic transmission, the Board advised the hearing officer the matter was being withdrawn without prejudice. The Parent did not object to the request. The withdrawal was granted. The date for mailing the Final Decision and Order is February 9, 2015.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED WITHOUT PREJUDICE.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).



Hearing Officer Signature

Justino Rosado
Hearing Officer Name in Print