

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Board of Education

Appearing on behalf of the Parent: Courtney Spencer, Esq.  
100 Riverview Center, Suite 290  
Middletown, CT, 06457

Appearing on behalf of the Board: Rebecca Rudnick Santiago, Esq.  
Shipman & Goodwin, LLP  
One Constitution Plaza  
Hartford, CT 06103-1919

Appearing before: Sylvia Ho, Esq., Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

- 1) Did the Board provide an appropriate program for the 2011-2012 and 2012-2013 school years, including the ESY?
- 2) Did the Board fail to implement the IEPs by failing to provide speech services?
- 3) Did the Board offer an appropriate program for the 2013-2014 school year?
- 4) Did the Board commit substantive and procedural due process violations by
  - (a) Failing to include the parents as participants in the PPT?
  - (b) Withholding educational information from the parents?
  - (c) Failing to provide parent training?
  - (d) Failing to conduct appropriate evaluations?
- 5) Should the Board be required to pay for student's tuition and extended day and school year expenses for a private placement at the River Street Coltsville program or Intensive Educational Academy?
- 6) Should the Board be required to reimburse parents for the cost of Dr. Power's 2012 reevaluation?
- 7) Do the circumstances warrant an award of compensatory education?

**PROCEDURAL HISTORY/SUMMARY:**

The Student brought the Due Process Complaint and Request for Hearing on April 4, 2013. The Hearing Officer conducted a Prehearing Conference on April 22, 2013 and a hearing was scheduled for June 18, 2013. On June 10, 2013, the Student requested a two-week postponement of the hearing date to continue to engage in good faith negotiations. The request

was granted and the hearing was rescheduled to July 10, 2013. The mailing date of the Final Decision was extended from June 19, 2013 to July 19, 2013. The hearing commenced on July 10, 2013 attended by the Student's attorney and the Board's Director of Pupil Services. The parties reported that they had settled the dispute. The Student's attorney withdrew the Due Process Complaint and Request for Hearing.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED**.