

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student and Trumbull Board of Education

Appearing on behalf of the Student:

Attorney Andrew Feinstein
Feinstein Education Group
86 Denison Avenue
Mystic, CT 06355

Appearing on behalf of the Board of Education:

Attorney Marsha Moses
Berchem, Moses & Devlin, PC
75 Broad Street
Milford, CT 06460

Appearing before:

Attorney Ann F. Bird
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board of Education offer the Student a free appropriate public education?
2. If not, should the Student be placed in a therapeutic residential placement?

PROCEDURAL HISTORY:

The Student requested a special education due process hearing in the above-captioned matter on June 20, 2016. This Impartial Hearing Officer was appointed to hear the case on June 21, 2016. A telephonic pre-hearing conference was convened on July 6, 2016. Attorney Andrew Feinstein appeared on behalf of the Student and Attorney Marsha Moses appeared on behalf of the Board of Education. It was determined that the deadline for filing the final decision and order is September 2, 2016. Evidentiary hearings were scheduled for August 2, 2016 and August 5, 2016.

On July 27, 2016, the Student requested that the matter be dismissed without prejudice due to a change in circumstances. The Board of Education consented to the Student's request.

FINAL DECISION AND ORDER:

It is ordered that the Student's request for dismissal is granted and this 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

ANN F BIRD

Hearing Officer

Name in Print