

February 19, 2015

Final Decision and Order 15-0329

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. South Windsor Board of Education

Appearing on behalf of the Parent: *pro se*

Appearing on behalf of the Board: Linda Yoder, Esq.  
Shipman & Goodwin, LLP  
One Constitution Plaza  
Hartford, CT 0610

Appearing before: Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Was the behavior in question caused by, or have a direct and substantial relationship to the Student's disability?
2. Was the behavior in question was the result of the direct failure of Board in implementing the Student's IEP?

**PROCEDURAL HISTORY/SUMMARY:**

The Parent filed a Request for Hearing for review of the Board's manifestation determination on January 28, 2015. The Hearing Officer was appointed on January 28, 2015 and conducted a Prehearing Conference on January 30, 2015. The hearing was scheduled for February 19, 2015. On February 17, 2015, the Parent requested a withdrawal of the Due Process Complaint without prejudice.

**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

Sylvia Ho  
Hearing Officer      Name in Print