

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Middletown Board of Education

Appearing on behalf of the Student: Parent, *Pro Se*

Appearing on behalf of the Board: Attorney Christine Chinni  
Chinni & Meuser, LLC  
30 Meadow Lane  
Avon, CT 06001

Appearing before: Attorney Catherine M. Spain, Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Does the Student qualify for special education services?
2. What is the appropriate placement for the Student for the 2012-2013 school year?

**SUMMARY:**

A due process hearing in the above-captioned matter was requested by the Board's Attorney and received by the Parent on April 5, 2012. The undersigned impartial special education hearing officer was appointed on April 7, 2012. On April 25, 2012, a prehearing conference was held by telephone. The Board subsequently requested that the original decision date of May 20, 2012 be extended. That request was granted, extending the decision deadline to June 20, 2012.

Hearings took place on May 15, June 8, June 11, July 2 and July 19, 2012. At the May 15, 2012 hearing, the Parent consented to allow the board to conduct a psychiatric evaluation of the Student. At the June 8, 2012 hearing, the school psychologist, assistant principal and the director of special education, in addition to the Student's math teacher and special education teacher, testified on behalf of the Board. On June 11, 2012 the Board requested and was granted a 30-day extension to allow for the administration of psychiatric testing and completion of a psychiatric report. The final decision date was extended to July 20, 2012.

At the July 2, 2012 hearing, the Parent requested and was granted a 30-day extension, making the final decision date August 20, 2012. Immediately prior to the July 19, 2012 hearing, the Board conducted a PPT meeting which the Parent attended. At the July 19, 2012 hearing, the parties announced that they had come to an agreement about the Student's educational placement for the 2012-2013 school year. The Board withdrew its request for due process in writing on July 27, 2012.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED** without prejudice.