

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student¹ v. New Haven Board of Education

Appearing on behalf of Student:

Attorney Peter Manko
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141 Durham Road, Suite 18
PO Box 1278
Madison, CT 06443-1278

Appearing on behalf of the Board of Education:

Attorney Michele Laubin
Berchem Moses & Devlin PC
75 Broad Street
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Appearing before:

Janis C. Jerman
Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by Student's Attorney via Letter dated December 4, 2014.² It was received by the Board of Education ("BOE") on December 8. The 30-day resolution period ends January 7, 2015 and the deadline to mail the final decision and order is February 21, 2015. A telephonic pre-hearing conference was scheduled for December 29.

The request for hearing stated that it was "regarding the New Haven Board of Education's decision pursuant to a recent PPT to remove [Student] from his current school Ross-Woodward and place him in ACES." On December 15, BOE's Attorney filed a Sufficiency Challenge. On December 18, Student's Attorney gave notice that he withdraws the request for hearing. As a result of the withdrawal, the pre-hearing conference was not held and the sufficiency challenge not ruled upon.

FINAL DECISION AND ORDER

In light of the above facts, the above-captioned case is dismissed.

¹ In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g ("FERPA") and related regulations at 34 CFR § 99, this decision uses "Student", "Parents", "School" and titles of school staff members and certain other witnesses in place of names and other personally identifiable information.

² All dates are 2014 unless otherwise indicated.

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

JANIS C. JERMAN

Hearing Officer

Name in Print