STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

Student v. New Canaan Board of Education

Appearing on behalf of the Parents:

Attorney Phillip Cohn
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200 Connecticut Avenue
Norwalk, CT 06854

Appearing on behalf of the Board:

Attorney Andreana R. Bellach
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Stamford, CT 06901-3522

Appearing before:

Attorney Brette H. Fitton, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board deny Student a Free Appropriate Public Education for the 2012-2013 school year?
2. Did the Board deny Student a Free Appropriate Public Education for the 2013 Extended School Year ("ESY")?
3. Did the Board deny Student a Free Appropriate Public Education for the 2013-2014 school year?
4. If the Board denied Student a Free Appropriate Public Education, is a therapeutic boarding school the appropriate placement?
5. Did the Board fail to meet its obligations pursuant to the Child Find requirements of the Individuals with Disabilities Education Act?
6. Did the Board fail to recommend and conduct appropriate evaluations in all areas of suspected disability?

PROCEDURAL HISTORY AND SUMMARY:

On March 12, 2014, the New Canaan Board of Education received a Request for a Special Education Due Process Hearing and the undersigned Hearing Officer was appointed. On March 20, 2014, a prehearing conference was held and hearing dates of May 30, 2014, June 4, 2014, and June 6, 2014 were set. The original deadline for the mailing of the Final Decision and Order was established as May 26, 2014. During the prehearing conference, Counsel for the Parents requested an extension of the deadline for the mailing of the Final Decision and Order in order to accommodate additional hearing dates. The extension request was granted and June 25, 2014 was established as the new deadline for the mailing of the Final Decision and Order. On May 14, 2014, Counsel for the Parents withdrew the hearing request.

FINAL DECISION AND ORDER:

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