

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Hartford Board of Education

Appearing on Behalf of the Parents: Attorney Lynn B. Cochrane
Greater Hartford Legal Aid, Inc.
999 Asylum Ave., 3rd Fl.
Hartford, CT 06105

Appearing on Behalf of the Board: Attorney Melinda B. Kaufmann
City of Hartford, Office of Corporation Counsel
Hartford Board Of Education
550 Main Street
Hartford, CT 06103

Appearing Before: Attorney Justino Rosado, Hearing Officer

ISSUES:

1. Did the Board fail to identify the Student as requiring special education and related services in a timely manner?
2. Is the Student entitled to Compensatory Education for the denial of FAPE in that the Board did not provide an appropriate program during the 2010-2011 school year?

FINAL DECISION AND ORDER

SUMMARY and PROCEDURAL HISTORY:

The Student has been identified with Emotional Disturbance and is entitled to receive a free and appropriate public education (FAPE) as defined in the Individuals with Disabilities Education Improvement Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a. At a PPT meeting, the Parent objected to the Board's inability to provide the Student an appropriate program for the 2010-2011 school year. The Board denied the Parent's allegation.

On September 9, 2011, the Board received notice of the Parent's request for due process. The parties agreed to a resolution meeting. The meeting was scheduled for September 21, 2011. An impartial hearing officer was appointed on September 12, 2011 and a prehearing conference was held on September 16, 2011. Hearing dates of November 9 and 10, 2011 were chosen by the parties. The Parent amended the complaint on September 19, 2011 and the timelines for the mailing of the Final Decision and Order were revised. The parties requested cancellation of the hearing dates to allow the parties to proceed with mediation. The request was granted.

In an electronic transmission, the Parent's attorney advised the hearing officer that the parties were able to resolve the matter in mediation and that the matter was withdrawn with prejudice. The date for mailing the Final Decision and Order is December 3, 2011.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED WITH PREJUDICE.