

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Stratford Board of Education

Appearing on behalf of the Parent:

Courtney Spencer, Esq.
Law Office of Courtney Spencer, LLC
100 Riverview Center, Suite 290
Middletown, CT 06457

Appearing on behalf of the Board:

Michelle Laubin, Esq.
Berchem, Devlin & Moses, PC
75 Broad Street
Milford, CT 06460

Appearing before:

Sylvia Ho, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board offer an appropriate program for the 2013-2014 school year?
2. If the Board did not offer an appropriate program, is placement at the Kildonan School appropriate?
3. Should the Board be required to financially support a residential placement at Kildonan School?

PROCEDURAL HISTORY/SUMMARY:

The Parent filed the Due Process Complaint and Request for Hearing on September 13, 2013. The Hearing Officer was appointed on September 16, 2013 and conducted a Prehearing Conference on October 2, 2013. The hearing was scheduled for November 6, 2013. On October 29, 2013, the parties jointly requested a postponement of the hearing date and an extension of the mailing date of the Final Decision in order to continue to negotiate their dispute. The parties' request was granted and the hearing date was postponed to December 2, 2013 and the mailing date of the Final Decision was postponed to December 20, 2013. On November 21, 2013, the Parent's attorney reported to the Hearing Officer that the parties had finalized their agreement and resolved the dispute and that the Parent was withdrawing the Due Process Complaint with prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED** with 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