

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Ridgefield Board of Education

Appearing on behalf of the Parent:                   Gerry McMahon, Esq.  
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  Milford, CT 06460

Appearing on behalf of the Board:                   Marsha B. Moses, Esq.  
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  75 Broad Street  
  Milford, Ct 06460

Appearing before:                                       Justino Rosado, Esq.  
  Hearing Officer

**CORRECTED FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Student require extended day services from January 5, 2015 to June 19, 2015 in order to receive a free and appropriate public education (FAPE) in the least restrictive environment (LRE)?
2. Does the Student require extended day services for the 2015-2016 school year in order to receive FAPE in the LRE?
3. Does the extended school year program for the summer of 2015 provide the Student with FAPE in the LRE?
4. Did the Board predetermine the Student's 2015-2016 school year thereby denying the Parent's to be meaningful participates of the a planning and placement team (PPT) meeting?
5. Is the student entitled to compensatory education for the denial of FAPE?

**SUMMARY AND PROCEDURAL HISTORY:**

The Student has been identified with Autism and is entitled to receive FAPE as defined in IDEA 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq.

At a planning and placement team (PPT) meeting, the Parent rejected the program offered by the Board for the 2015-2016 school year. The Parent requested extended day services for the 2015-2016 school year. The Board refused the Parent's request.

On June 15, 2015, the Board received notice of the Parent's request for due process. The parties agreed to go to mediation in place of a resolution meeting. The mediation session was pending.

An impartial hearing officer was appointed on June 15, 2015 a pre-hearing conference was held on June 24, 2015.

In an electronic transmission, the Parent's attorney advised the hearing officer that the parties were able to resolve the issues but needed additional time to finalize the agreement, and were withdrawing the matter without prejudice..

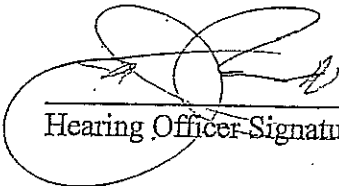
The date for the mailing of the Final Decision and Order was extended to accommodate the parties' mediation and the hearing dates. The date for mailing the Final Decision and Order is October 28, 2015.

**FINAL DECISION AND ORDER:**

**THE MATTER IS WITHDRAWN WITHOUT 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

Justino Rosado  
Hearing Officer Name in Print