

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Danbury Board of Education

Appearing on behalf of the Student: Attorney Gerry McMahon
The Law Offices of Gerry McMahon, LLC
98 Mill Plain Road, Suite 3B
Danbury, CT 06811

Appearing on behalf of the Board: Attorney Rebecca Santiago
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Board's proposed program for the Student for the 2013-14 school year is appropriate;
2. If not, whether the Parents' placement of the Student at Villa Maria is appropriate and shall be reimbursed.
- 3.

PROCEDURAL HISTORY/DISCUSSION:

This hearing was requested on July 26, 2013 and a prehearing conference convened on August 6, 2013. At the prehearing conference, the Parents' attorney confirmed that the issues submitted in the hearing request related to the 2013-14 school year only. The Parents' attorney also confirmed that the matter had been settled and that the Parents are withdrawing their request for a due process hearing. At the prehearing conference, the attorneys agreed that the dismissal without prejudice may be issued. Therefore, this matter is dismissed, without prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**, without prejudice.