

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Bolton Board of Education v. Parents

Appearing on behalf of the Student: Attorney Andrew Feinstein
Attorney at Law, LLC
86 Denison Avenue
Mystic, CT 06355

Appearing on behalf of the Board: Attorney Linda Yoder
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103

Appearing before: Attorney Brette H. Fitton
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Was the multi-disciplinary evaluation and other testing conducted by the District's staff appropriate, thereby relieving the District of the obligation to grant Parents' request for an Independent Educational Evaluation?

PROCEDURAL HISTORY AND SUMMARY:

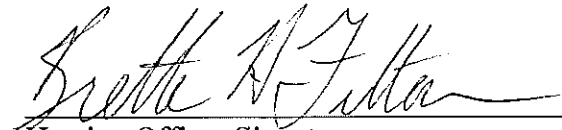
On November 25, 2014, Parents received a request for a Special Education Due Process Hearing. A prehearing conference was scheduled for December 12, 2014. On December 11, 2014, Attorney for the Parents informed the Hearing Officer that he had been retained by the Parents and requested a postponement of the prehearing conference due to his unavailability on December 12, 2014. The prehearing conference was postponed with a new date to be identified by Counsel the following week. Before a new date for the prehearing conference could be determined, the parties reached an agreement, and on December 19, 2014 Attorney for the Board withdrew its request for a Special Education Due Process Hearing.

FINAL DECISION AND ORDER:

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

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

Brette H. Fitton
Hearing Officer Name in Print