

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Ridgefield Board of Education

Appearing on behalf of the Parent:

Jennifer Laviano, Esq.  
Law Office of Jennifer Laviano, LLC  
76 Route 37 South  
Sherman, CT 06784

Appearing on behalf of the Board:

Marsha Moses, Esq.  
Berchem, Moses & Devlin, P.C.  
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 2014-2015 school year?
2. Is CCCD an appropriate placement for Student?
3. Did the Board predetermine Student's placement?
4. Did the Board fail to provide a timely IEP for the 2014-2015 school year?
5. Did the Board fail to maintain an appropriate continuum of services?
6. If the answers to issues 3, 4 or 5 are in the affirmative, did the violations amount to a denial of FAPE?
7. Do the circumstances warrant an award of compensatory education?

**PROCEDURAL HISTORY/SUMMARY:**

The Parent filed the Due Process Complaint and Request for Hearing on August 19, 2014. The Hearing Officer was appointed on August 20, 2014 and conducted a Prehearing Conference on September 5, 2014. The hearing was scheduled for October 17, 2014. On October 13, 2014, the hearing date was postponed to November 26, 2014. The first date of hearing was later rescheduled to December 12, 2014 and the mailing date of the Final Decision was extended to January 9, 2014. On December 10, 2014, the Parent's attorney reported to the Hearing Officer that the parties had settled their dispute and executed a settlement agreement, 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