

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. CTHSS Board of Education

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| Appearing on behalf of the Parent: | Pro Se  |
| Appearing on behalf of the Board:  | Christine Chinni, Esq.<br>Chinni & Meuser, LLC<br>One Darling Drive<br>Avon, CT 06001 |
| Appearing before:                  | Justino Rosado, Esq.<br>Hearing Officer   |

**FINAL DECISION AND ORDER**

**ISSUES:**

Does the Student's disability preclude the participation in a vocational program without requiring fundamental alterations of the program even if the Student is provided with special education and related services as defined in the Individuals with Disabilities Education Improvement Act?

**SUMMARY AND PROCEDURAL HISTORY:**

The Student has been identified with Emotional Disturbance and is entitled to receive a free and appropriate public education in the least restrictive environment as defined in the Individuals With Disabilities Education Improvement Act (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 objected to the denial of the acceptance of the Student to attend the vocational school. The Parent requested placement in the vocational school. The Board refused the Parent's request.

The Board received notice of the request for due process on May 11, 2015. An impartial hearing officer was appointed on May 7, 2015, and a pre-hearing conference was held on May 20, 2015. The parties advised the hearing officer that they were going to a resolution meeting. The resolution meeting was pending. If the matter was not resolved another prehearing conference would be conducted. On June 6, 2015 an electronic transmission was sent asking for the result of the resolution meeting. The Parent requested a call from the hearing office. The Parent was advised that an ex-parte contact was not possible, but to advise about the resolution meeting.


The Board advised the hearing officer that the matter was resolved. An electronic transmission was sent advising that the Parent needed to request a withdrawal if the matter was resolved or advise if it had not been resolved. On July 7, 2015, the parties were advised that the matter would be dismissed if a response to the hearing officer's request was not received. There was no response from the parties. The mailing date for the Final Decision and Order is July 14, 2015.

**FINAL DECISION AND ORDER:**

**THE MATTER IS DISMISSED 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