

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Fairfield Board of Education

Appearing on behalf of the Parents: Attorney David Shaw, The Law Offices of David C. Shaw, LLC, 34 Jerome Avenue, Suite 210, Bloomfield, CT 06002

Appearing on behalf of the Board of Education: Attorney Michelle Laubin, Berchem, Moses & Devlin, P.C., 75 Broad Street, Milford, CT 06460

Appearing before: Attorney Elisabeth Borrino, Hearing Officer

FINAL DECISION AND ORDER

ISSUES

- I. Whether the Individual Educational Program ("IEP") for the 2005-2006 and 2006-2007 school years was appropriate;
- II. Whether the Board should pay for an independent education evaluation;
- III. Whether the Board should provide an after-school special education program in the home that is coordinated with the special education program provided during school hours;
- IV. Whether the Board should reimburse the Parents for the cost of after-school in-home educational services that they have been providing at their own expense continuously since June 2005;
- V. Whether the Board should retain a mutually acceptable independent consultant to assist the development and implementation of an appropriate special education program and communication training;
- VI. Whether the Board should reimburse the Parents for their independent education evaluation;
- VII. Whether the mutually acceptable independent consultant retained by the Board should be authorized to make observations in all education environments, attend all planning meetings, train the teaching and paraprofessional staff, develop and implement a behavior management plan, review all documents and data related to the Student's special education program, and consult with the administrator, teachers, and parents as needed; and

VIII. Whether the Student should receive compensatory education.

SUMMARY

The hearing was requested on February 7, 2007; the deadline for the final decision and order was April 23, 2007. A prehearing conference convened on February 21, 2007. On March 27, 2007 the administrative hearing convened. The Parties advised the Hearing Officer that a settlement had been reached whereby the Request for Hearing was withdrawn and the matter should be dismissed with prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**, with prejudice.