

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Bloomfield Board of Education

Appearing on Behalf of the Parents: Pro Se, Surrogate Parent

Appearing on Behalf of the Board: Attorney Christine L. Chinni
Chinni & Meuser, LLC
30 Avon Meadow Lane
Avon, CT 06001

Appearing Before: Attorney Justino Rosado, Hearing Officer

ISSUES:

1. Is the Student eligible to receive special education and related services as defined in the Individuals with Disabilities Education Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a?

FINAL DECISION AND ORDER

SUMMARY and PROCEDURAL HISTORY:

The Student has not been identified as entitled to receive a free and appropriate public education (“FAPE”) as defined in IDEA 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a. The Surrogate Parent rejected the PPT finding that the Student was not eligible for special education and related services. The Surrogate Parent requested that the Student be identified as eligible for special education and related services. The Board refused the Surrogate Parent’s request. On or about May 6, 2010, the Board received notice of the Surrogate Parent’s request for due process. Mediation was scheduled for July 7, 2010. An impartial hearing officer was appointed on May 7, 2010 and a pre-hearing conference was held on May 24, 2010. A hearing date of June 29, 2010 was chosen by the parties.

In an electronic transmittal, the Surrogate Parent requested that the June 29, 2010 be postponed due to the July 7, 2010 mediation date. A hearing date of July 23, 2010 was agreed to by the parties. The Surrogate Parent sent the hearing officer a letter withdrawing the request for due process without prejudice. There was no objection from the Board. In order to accommodate the mailing of a final decision and order after the hearing date, the date for the filing of the Final Decision and Order was extended. The date for the Final Decision and Order is August 3, 2010.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED WITHOUT PREJUDICE.