

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. South Windsor Board of Education

Appearing on Behalf of the Parents: Pro Se

Appearing on Behalf of the Board: Attorney Linda L. Yoder
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing Before: Attorney Justino Rosado, Hearing Officer

ISSUES:

1. Was the psychological evaluation performed by the Board appropriate? If not:
2. Should the Board perform an independent comprehensive educational evaluation of the Student?
3. Is the Student a student eligible to receive special education and related services as defined in the Individuals with Disabilities Education Act (IDEA)?

FINAL DECISION AND ORDER

SUMMARY and PROCEDURAL HISTORY:

The student is 14 year and 4 months old and has not been identified entitled to receive a free and appropriate public education (“FAPE”) as defined in the Individuals with Disabilities Education Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a. At the May 6, 2010 PPT meeting, the Parents objected to the Board’s finding that the Student was not eligible to receive special education and related services and requested a comprehensive educational evaluation of the Student. The Board refused the Parents’ request.

On or about June 2, 2010, the Board received notice of the Parents’ request for due process. An impartial hearing officer was appointed on June 2, 2010 and a pre-hearing conference was held on June 18, 2010. At the resolution meeting, the parties were able to resolve the matter. The parties informed the hearing officer that the matter was withdrawn. The date for the Final Decision and Order is July 21, 2010.

FINAL ORDER AND DECISION:

THE MATTER IS DISMISSED.