

STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION

Student v. Greenwich Board of Education

Appearing on behalf of the Student: Attorney Jennifer Laviano  
Law Offices of Jennifer Laviano, LLC  
76 Route 37 South  
Sherman, CT 06784

Appearing on behalf of the Board of Education: Attorney Andreana R. Bellach  
Attorney Christopher A. Tracey  
Shipman & Goodwin LLP  
One Constitution Plaza  
Hartford, CT 06103-1919

Appearing before: Attorney Janis C. Jerman, Hearing Officer

**FINAL DECISION AND ORDER**

A special education hearing in the above-captioned matter was requested by Student via letter dated June 11, 2010.<sup>1</sup> It was received by the Board of Education on that same date. The thirty-day resolution period ran through July 14 and the original deadline for mailing the final decision and order was August 28, 2010.

A pre-hearing conference was held on June 30. Attorney Laviano appeared on behalf of Student and Attorney Wadler appeared on behalf of the Board of Education. The following issues were identified:

1. Did the Board of Education provide Student with a free appropriate public education from June 14, 2008 to the end of the 2007-08 school year?
2. Did the Board of Education provide Student with a free appropriate public education during the 2008-09 school year?
3. Did the Board of Education provide Student with a free appropriate public education during the 2009-10 school year?
4. If the answer to any of the above questions is in the negative, what shall be the remedy?

The parties mutually agreed to waive a resolution meeting and agreed to participate in mediation.

Via e-mail dated June 30, Attorney Laviano requested an extension of the mailing date to permit the parties an opportunity to participate in mediation. After fully considering the positions of the parties, the

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<sup>1</sup> All dates are 2010 unless otherwise indicated.

request was granted and the deadline for mailing the final decision and order was extended until September 27, 2010.

The hearing was scheduled to convene on August 17 and 18. On July 15, Attorneys Andreana Bellach and Chris Tracey filed their appearance on behalf of the Board of Education in lieu of Attorney Wadler. They also requested that the scheduled hearings be cancelled due to Attorney Bellach's prescheduled family vacation. After fully considering the positions of the parties, the request was granted. The hearing was rescheduled to convene on September 1, 2, 3.

On August 11, Attorney Laviano indicated in writing that the parties reached an agreement which they expect to reduce to writing within the week. She further indicated that Student's Parents withdraw their request for due process without prejudice.

### **FINAL DECISION AND ORDER**

In light of the above facts, the above-captioned case is hereby dismissed without prejudice.