

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Norwalk Board of Education

Appearing on behalf of the Student: *Pro se*

Appearing on behalf of the Board: Attorney Marsha Belman Moses
Berchem, Moses and Devlin
75 Broad Street
Milford, CT 06460

Appearing before: Attorney Mary Elizabeth Oppenheim, Hearing Officer

FINAL DECISION AND ORDER

SUMMARY:

The Board received this request for hearing on July 26, 2010 and the Board's attorney filed a sufficiency challenge to the complaint.

A Notice was issued regarding the sufficiency challenge which found that the Parents' request for hearing did not meet the notice requirements for a request for hearing. The Notice stated that the requesting party may not have a hearing until a notice is filed that meets the requirements for a request for hearing. It stated that the following information was missing from the original request:

- a description of the nature of the problem of the child relating to such proposed initiation or change, including facts relating to such problem
- a proposed resolution of the problem to the extent known and available to the requesting party at the time.

By this notice, the Parents were informed that **[i]f an amended hearing request is not received on or before Friday, August 27, 2010, the hearing will be dismissed for failure to prosecute.**

A prehearing conference convened on August 13, 2010. The Parents and the Board's attorney were present at this teleconference. During this teleconference, the sufficiency challenge was discussed, and the Parents were given further notification that if an amended hearing request was not submitted, the case would be dismissed. The Parents have not submitted an amended hearing request. Therefore, in accordance with the Notice Regarding Sufficiency Challenge, this hearing request is dismissed without prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**, without prejudice.