

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Board of Education

Appearing on behalf of the Parent:

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Appearing on behalf of the Board:

Michael McKeon, Esq.  
Sullivan, Schoen, Campana & Connon, LLC  
646 Prospect Avenue  
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Appearing before:

Mary H.B. Gelfman, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Were the Individualized Education Program (IEP) and special education placement of the Student offered by the Board for school years 2009-2010 and 2010-2011 appropriate to the Student's special education needs in the least restrictive environment?
2. If not, is compensatory education an appropriate remedy?
3. Did the Student require an extended school year (ESY) in 2011 in order to benefit from special education?
4. Are the IEP and placement offered by the Board for 2011-2012 appropriate to the Student's special education needs in the least restrictive environment?
5. If not, is placement at Eagle Hill Southport appropriate to the Student's special education needs in the least restrictive environment?
6. Is the Board responsible for funding Student's placement at Eagle Hill Southport?

**PROCEDURAL HISTORY:**

This hearing was requested by Parents on August 9, 2011. The Hearing Officer was appointed on August 11, 2011. The date for mailing the decision was October 23, 2011.

A pre-hearing conference was held on September 6, 2011. At that time, the Parties reported that a resolution meeting would be held that week. The hearing was scheduled for September 26 and 28 and October 4, 24 and 27, 2011. The Parties requested an extension of the decision date to accommodate additional hearing dates, and that request was granted. The decision date was then November 22, 2011.

All motions and objections not previously ruled upon, if any, are hereby overruled.

**SUMMARY:**

Parents questioned the appropriateness of the IEP and placement provided by the Board, requesting placement at Eagle Hill-Southport and compensatory educational services. The matter was settled in direct negotiations between the Parties.

In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g and related regulations at 34 C.F.R. § 99, the following decision uses "Student", "School", "Parent" and titles of school staff members and other witnesses in place of names and other personally identifiable information.

**FINAL DECISION AND ORDER:**

The dispute having been settled and the request for hearing withdrawn, the matter is DISMISSED with prejudice, as agreed by the Parties.