

November 25, 2013

Case No. 14-0218

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Winchester Board of Education

Appearing on behalf of the Student: Parents, *pro se*

Appearing on behalf of the Board: Attorney Mark Sommaruga
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702

Appearing before: Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board deny the Student FAPE during the 2012-13 school year?
2. Is the Student entitled to compensatory education?

PROCEDURAL HISTORY/DISCUSSION:

This hearing request was submitted by the Parents, but the initial copy of the hearing request received was too light and could not be read. Therefore, both parties agreed that the Board received the request for hearing when a better copy of the hearing request was received by the Board on October 17, 2013. A prehearing conference convened on October 22, 2013. At the prehearing conference the parties indicated that a resolution session would be convened.

On November 12, 2013 the Board filed a Motion to Dismiss the case. The Parents submitted a response to the Motion on November 13, 2013. The parties were notified that the Motion and response thereto would be considered at the first hearing date.

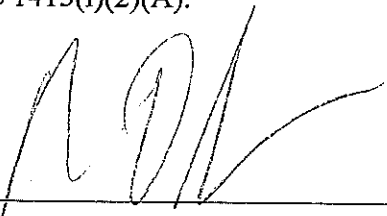
On November 22, 2013, at the first hearing date, the parties were provided time at their request to attempt to resolve the case. When the hearing convened the Parents confirmed that their settlement discussions were successful and that they were withdrawing their request for hearing. Therefore, this matter is dismissed.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).



Attorney Mary Elizabeth Oppenheim
Hearing Officer