

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Fairfield Board of Education v. Student

Appearing on behalf of the Parent: Parents, Pro Se

Appearing on behalf of the Board: Attorney Marsha Moses
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, CT. 06460

Appearing before: Robert L. Skelley, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Is the psycho-educational evaluation completed by the Board appropriate?
2. If not, are the Parents entitled to an independent psycho-educational evaluation at public expense?
3. Is the speech and language evaluation completed by the Board, appropriate?
4. If not, are the Parents entitled to an independent speech and language evaluation at public expense?

PROCEDURAL HISTORY:

The Fairfield Board of Education ("Board") filed the request for a due process hearing on June 23, 2014. At the filing of the complaint the Parents were represented by legal counsel. A prehearing conference was held on August 7, 2014, from which the issues listed above were identified. An initial due process hearing was set for September 10, 2014. On September 4, 2014, counsel for the Parents notified the Hearing Officer that the Parents would be proceeding pro se. On the afternoon of September 4, 2014, counsel for the Board notified the Hearing Officer, via email, that the matter had been resolved and that the Board was withdrawing its request for a due process hearing.

FINAL DECISION AND ORDER:

The Board has requested that this matter be withdrawn. With no further issues to be decided, this 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).


Hearing Officer Signature

Robert L. Skelley, Esq.

Hearing Officer Name in Print