

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. New Canaan Board of Education

Appearing on behalf of the Parent:

Elizabeth Moyse, Esq.
Law Offices of Jennifer Laviano, LLC
76 Route 37 South
Sherman, CT 06784

Appearing on behalf of the Board:

Andreana Bellach Esq.
Shipman & Goodwin, LLP
300 Atlantic Street
Stamford, CT 06901

Appearing before:

Sylvia Ho, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board provide appropriate programs for Student in the 2012-2013, ESY 2013; 2013-2014; ESY 2014 and 2014-2015 school years?
2. Did the Board evaluate Student in all areas of suspected disability?
3. Should the Board be required to reimburse Parents for payments for private evaluations and costs for their private providers' attendance at PPT meetings?
4. Was the placement at the True North Wilderness program appropriate?
5. Should the Board be required to reimburse Parents for payment to True North Wilderness program?
6. Was the placement at Eva Carlston Academy appropriate?
7. If so, should the board required to reimburse Parents for payment for tuition and education related expense?
8. Does Student require a residential placement?
9. Should the Board be required to financially support a residential placement for Student?

PROCEDURAL HISTORY/SUMMARY:

The Parent filed the Due Process Complaint and Request for Hearing on December 4, 2014. The Hearing Officer was appointed on December 4, 2015 and conducted a Prehearing Conference on December 16, 2015. The hearing was scheduled for March 13, 2015. On March 11, 2015, the Parent's attorney reported to the Hearing Officer that the parties had settled their dispute and that the Parent was withdrawing the Due Process Complaint with prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED** with prejudice.

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

Sylvia Ho
Hearing Officer Name in Print