

September 2, 2016

Final Decision and Order  
Consolidated Case 16-0438/16-0588

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Trumbull Board of Education  
Trumbull Board of Education v. Student

Appearing on behalf of the Parent:

Phillip Cohn, Esq.  
Goldman, Gruder & Woods, LLC  
200 Connecticut Avenue  
Norwalk, CT 06854

Appearing on behalf of the Board:

Marsha Moses, Esq.  
Berchem, Moses & Devlin, PC  
75 Broad Street  
Milford, CT 06460

Appearing before:

Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board offer an appropriate program for the 2015-2016 school year and ESY and/or 2016-2017 school year?
2. If not, is Villa Maria School an appropriate placement?
3. If so, should the Board be required to financially support placement at Villa Maria School?
4. Were the Board's evaluations appropriate?
5. If not, are Parents entitled to an independent educational evaluation at public expense?

**PROCEDURAL HISTORY/SUMMARY:**

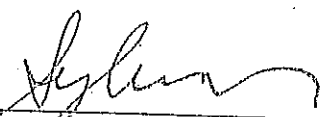
The Parents filed a Request for Hearing on March 29, 2016. A prehearing conference was conducted on May 16, 2016 and the hearing was scheduled for June 10, 2016. The Parents filed an Amended Complaint on May 31, 2016. The Board filed a Hearing Request on June 8, 2016 and requested consolidation. The hearing convened on June 10, 2016 and was postponed for at the request of the parties to engage in mediation. The mailing date of the Final Decision was extended to September 12, 2016. The cases were consolidated as a result of a prehearing conference on June 24, 2016. The hearing was scheduled for September 2, 2016. At the hearing, the Parents and Board reported that they had settled the issues in dispute and withdrew their Hearing Requests 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).

  
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Hearing Officer Signature

Sylvia Ho  
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Hearing Officer      Name in Print