

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Enfield Board of Education v. Student

Appearing on behalf of the Student: Parent

Appearing on behalf of the Board: Attorney Christine Chinni
Chinni & Meuser, LLC
One Darling Drive
Avon, CT 06001

Appearing before: Attorney Brette H. Fitton
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Was the evaluation conducted by the District appropriate, thereby relieving the District of the obligation to provide an Independent Educational Evaluation of Student at public expense?

PROCEDURAL HISTORY AND SUMMARY:

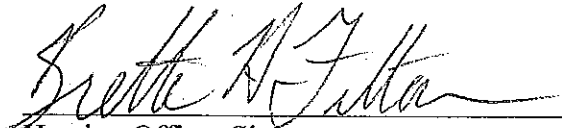
On July 29, 2016, Parent received a request for a special due process hearing filed by the Enfield Board of Education. On August 3, 2016, the Connecticut State Department of Education (“CSDOE”) appointed this Hearing Officer to preside over the case. On August 5, 2016, the Attorney for the Board sent the CSDOE an email indicating that the Board was withdrawing its request for a hearing, because Parent had withdrawn Parent’s request for an Independent Educational Evaluation. The withdrawal of the request for a hearing was forwarded to the undersigned hearing officer. The deadline for mailing the final decision and order is September 12, 2016. As the withdrawal of the hearing request occurred shortly after the hearing was assigned, no prehearing conference was held.

FINAL DECISION AND ORDER:

In light of the above facts, the case 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

Brette H. Fitton
Hearing Officer Name in Print