

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Southington Board of Education

Appearing on behalf of the Parent: Attorney Courtney Spencer  
Law Office of Courtney Spencer, LLC  
100 Riverview Center, Suite 120  
Middletown, CT 06457

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

Appearing before: Laura Share, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board offer an appropriate program for the 2018-19 school year including the 2018 extended school years?
2. If not, is placement at Ben Bronz Academy the appropriate program for the student for the 2018-19 school year and should the Board be ordered to place the student at Ben Bronz Academy for the 2018-19 school year and refund any tuition paid by the parents?
3. Is the student entitled to compensatory education (from July 1, 2018 to present based on the IEP dated May 17, 2018)?

**PROCEDURAL HISTORY/SUMMARY:**

The Student initiated this special education due process case on 8/16/18. This Impartial Hearing Officer was assigned to this case on 8/16/18. A Prehearing Conference was convened on 9/19/18. Attorney Werbner appeared on behalf of the Student and Attorney Meuser appeared on behalf of the Board of Education. It was established that the deadline for filing the final decision in this case is 10/30/18. An evidentiary hearing was scheduled for 10/19/18.

On 10/10/18, Attorney Spencer requested a postponement of the first day of hearing scheduled for 10/19/18 to finalize the settlement agreement. On 10/12/18, Attorney Spencer requested an extension of the mailing date. Said extension was granted on 10/14/18 and an evidentiary hearing was scheduled for 11/27/18.

October 25, 2018

Final Decision and Order 18-0493

On 10/16/18, Attorney Spencer reported to the Hearing Officer that she would like to withdraw the subject due process complaint since the parties finalized a settlement agreement.

**ORDER:**

The matter is **DISMISSED** with prejudice.