

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Milford Board of Education

Appearing on behalf of the Student: Attorney Sally R. Zanger
Howard Klebanoff, P.C.
433 South Main Street
Suite 102
West Hartford, CT 06110

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

Appearing before: Attorney Christine B. Spak
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board provide an appropriate educational program to the Student for the 2001-2002 school year?
2. Did the Board provide an appropriate educational program to the Student for the 2002-2003 school year?
3. Did the Board provide an appropriate educational program to the Student for the 2003-2004 school year?
4. Is the Hoosac School an appropriate educational placement for the Student?

SUMMARY

This hearing commenced on October 3, 2003 at which time the parties spent several hours attempting to settle the matter. They reported back that they were in agreement as to a settlement but needed time to work out the details and would withdraw the matter when the agreement was finalized. A new hearing date was set for December 1, 2003 with the understanding that the matter would either go forward or be dismissed if a withdrawal had not been received by that date. No withdrawal was received. The Board's attorney appeared and reported that the Student's counsel was not intending to

appear and that a settlement was still in progress and the parties were not intending to go forward. She further reported that both parties were aware that the matter would likely be dismissed without prejudice.

FINAL DECISION AND ORDER ORDER

The matter is **DISMISSED** without prejudice.