

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Wolcott Board of Education

Appearing on behalf of the Student: Student, pro se

Appearing on behalf of the Wolcott Board of Education: Atty. Craig S. Meuser, Chinni & Meuser LLC, 30 Avon Meadow Lane, Avon, CT 06001

Appearing before: Attorney Patricia M. Strong, Hearing Officer

FINAL DECISION AND ORDER

ISSUES

1. Should the Student have received his high school diploma in June 2007 or continued receiving special education services from the Board?
2. Does the Student's complaint meet the sufficiency requirements of IDEA?

PROCEDURAL HISTORY

The Student requested this hearing on August 22 by faxing a complaint form to the Wolcott Board of Education's Director of Student Services ("Director") and to the State Department of Education ("SDE"). This Hearing Officer was assigned to the case on August 24. On that date, the Director sent an appearance letter to the Hearing Officer and stated that the Board would raise a sufficiency challenge at the prehearing conference. A notice of the prehearing conference was sent to the parties on August 27. The Director was advised to have the Board's attorney file an appearance unless he planned to represent the Board at the hearing. Atty. Meuser filed an appearance on August 28. A prehearing conference was held on September 7 with Atty. Meuser. The Student was not at home and a message was left with his mother. The decision deadline was set at November 5, 2007. A hearing date was scheduled for October 16. Later in the day, the Student telephoned the Hearing Officer and left a message that he would be withdrawing his complaint. The Hearing Officer wrote to the parties on September 12 and advised them that if the Student had not sent a written withdrawal by September 17, a hearing notice would be issued for October 16. On September 18, Atty. Meuser faxed the Hearing Officer a copy of a withdrawal letter from the Student indicating that he and his Father had signed a resolution agreement with the Board, that he wished to withdraw his due process request and that the case should be dismissed with prejudice.

FINAL DECISION AND ORDER

It is ordered that this case shall be dismissed with prejudice.