

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Willington Board of Education v. Student

Appearing on behalf of the Parents: Attorney Courtney P. Spencer  
Law Office of Courtney P. Spencer, LLC  
701 Hebron Avenue  
Glastonbury, CT 06033

Appearing on behalf of the Board: Attorney 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**

**ISSUE:**

1. Was the Board's neuropsychological evaluation of the Student valid and appropriate?

**PROCEDURAL HISTORY:**

The Board's attorney faxed a letter to the State Department of Education ("SDE") on February 5, 2010 requesting a due process hearing. This Hearing Officer was assigned to the case on February 8, 2010. On February 24, 2010, the SDE advised the Hearing Officer that mediation with the parties was scheduled on March 9, 2010. On February 26, 2010, a prehearing conference was held with the Board's attorney. The Parents' attorney was not available. The mailing date for the final decision was set at March 22, 2010. Hearing dates were agreed on for March 31, 2010 and April 2, 2010. The Board's attorney requested an extension of the mailing date for the final decision to April 26, 2010, which was granted. On March 10, 2010, the SDE advised the Hearing Officer that mediation with the parties on March 9, 2010 was not successful and to proceed with the hearing. On March 18, 2010, the Board's attorney requested a postponement of the hearing dates so that the parties could pursue settlement discussions, which was granted. The hearing was rescheduled to April 27 and the mailing date for the final decision was extended to May 21, 2010. On April 12, 2010, the Board's attorney requested a postponement of the April 27, 2010 hearing because of a scheduling conflict with another hearing on that date, which was granted. The hearing was rescheduled to May 12, 2010 and the mailing date for the final decision was extended to June 7, 2010. On May 7, 2010, the Board's attorney advised the Hearing Officer that both parties supported a dismissal without prejudice of the hearing request.

**FINAL DECISION AND ORDER:**

It is ordered that this case shall be dismissed without prejudice.