

STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION

Student v. Cromwell Board of Education

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

Appearing on behalf of the Board: Attorney Craig Meuser  
Chinni & Meuser LLC  
30 Avon Meadow Lane  
Avon, CT 06001

Appearing before: Attorney Janis C. Jerman, Hearing Officer

**FINAL DECISION AND ORDER**

A special education hearing in the above-captioned matter was requested by the Student via letter dated March 5, 2010.<sup>1</sup> It was received by the Board of Education on the same date. The thirty-day resolution period ran through April 4 and the original deadline for mailing the final decision and order was May 19, 2010. A pre-hearing conference was held on March 25. Attorney Spencer appeared on behalf of Student and Attorney Meuser appeared on behalf of the Board of Education. The following issues were identified:

1. Did the Board of Education offer an appropriate program for Student?
2. Whether the Board of Education should be required to pay for private physical therapy, speech and language, and music therapy for Student?
3. Whether the Board of Education should be required to reimburse Student for the cost of private services from March 8, 2008 to date?
4. Whether Student is entitled to compensatory education?

Via letter dated March 25, Student requested a 30-day extension of the mailing date to permit the parties to participate in mediation and, if not successful, to convene the hearing on May 14. After fully considering the position of the parties, the request was granted and the deadline to mail the final decision and order was extended to June 19.

The parties participated in mediation on April 14 but did not come to an agreement at that time. On May 4, Student indicated that it appears that the parties have reached agreement and requested that

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<sup>1</sup> All dates are 2010 unless otherwise indicated.

the May 14 hearing be cancelled to permit the parties time to execute an agreement. Student indicated that the hearing request will be withdrawn with prejudice once an agreement is executed. The May 14 hearing was cancelled with an order that, if the case is not either withdrawn or hearing dates requested by May 25, the case will be dismissed for failure to prosecute.

Via letter dated May 12, Student indicated that the parties executed a settlement agreement and withdrew the request for hearing with prejudice.

**FINAL DECISION AND ORDER**

In light of the above facts, the above-captioned case is hereby dismissed with prejudice.