

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. New Haven Board of Education

Appearing on Behalf of the Parents: Pro Se

Appearing on Behalf of the Board: Attorney Marsha B. Moses
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, Ct 06460

Appearing Before: Attorney Justino Rosado, Hearing Officer

ISSUES:

1. Was the program offered by the Board appropriate and provide the Student with a free and appropriate public education (“FAPE”) in the least restrictive environment (“LRE”)? If not;
2. Does the program at Hamden Transitional Academy provide the Student with FAPE in the LRE?

FINAL DECISION AND ORDER

SUMMARY and PROCEDURAL HISTORY:

The Student is 19 years old, has been identified as having autism and is entitled to receive FAPE as defined in the Individuals with Disabilities Education Improvement Act (IDEIA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a. At the May 25, 2010 PPT meeting, the Parent rejected the program offered by the Board for the 2010-2011 school year and requested placement at Hamden Transitional Academy. The Board refused the Parent’s request. On or about June 21, 2010, the Board received notice of the Parent’s request for due process. An impartial hearing officer was appointed on June 15, 2010 and a pre-hearing conference was held on June 22, 2010. A hearing date of July 23, 2010 was chosen by the parties.

A resolution meeting was held on June 22, 2010. In a letter, the Parents informed the hearing officer that the matter had been resolved at the resolution meeting. The date for the Final Decision and Order is August 23, 2010.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED WITH PREJUDICE.