

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Regional School District 5

Appearing on behalf of the Parent: Attorney Lawrence Berliner
Klebanoff & Alfano, P.C.
433 South Main Street, Suite 105
West Hartford, CT 06110

Appearing on behalf of the Board: Attorney Marcia Belman Moses
Berchem, Moses & Develin, P.C.
75 Broad Street
Milford, CT 06460

Appearing before: Attorney Elisabeth Borrino, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Student is eligible for Special Education and related services;
2. Whether the Board should reimburse the Parents for an Independent Education Evaluation;
3. Whether the Board failed to identify the Student pursuant to Child Find;
4. Whether the Board provided the Parents with the Procedural Safeguards;
5. Whether the Board failed to offer FAPE to the Student;
6. Whether the Board failed to convene a PPT;
7. Whether the Student should be placed at a private school;
8. Whether the Board should reimburse the Parents for the private school since February 2009;
9. Whether the Student is entitled to compensatory education.
10. Whether any of the above issues are limited by the two year statute of limitations.

SUMMARY:

On August 2, 2010, the Board received the Request for Due Process. The Prehearing Conference was held on August 25, 2010 and hearing dates were scheduled. On September 14, 2010, Counsel for the Parent notified the Hearing Officer that the parties had reached a settlement agreement, withdrew the Due Process Request, and requested that the matter be dismissed with prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED** with prejudice.