

February 7, 2012

Final Decision and Order 12-0176

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Newtown Board of Education

Appearing on behalf of the Student: Attorney Sonja Straub
Collins & Associates LLC
64 Lake Avenue
Danbury, CT 06810

Appearing on behalf of the District: Attorney Michelle Laubin
Bercham, Moses & Devlin P.C.
75 Broad Street
Milford, CT 06460

Appearing before: Attorney Ann F. Bird, Hearing Officer

FINAL DECISION AND ORDER

ISSUE

Is the student eligible for special education and related services?

PROCEDURAL HISTORY

The Student submitted a Request for Impartial Special Education Hearing on November 14, 2011. The Hearing Officer was assigned to the case on November 23, 2011. A telephonic prehearing conference was conducted on December 2, 2011. Counsel for each party participated in the prehearing conference and requested hearing dates in February 2012 in order to allow them time to discuss settlement. Hearing dates of February 7 and February 9, 2012 were scheduled.

On December 5, 2011, Counsel for the Student requested a thirty-day extension of the timelines for conducting the hearing and mailing the final decision. On December 7, 2011 the Hearing Officer granted the request for an extension of 30 days, to February 27, 2012. On January 31, 2012, Counsel for the Student notified the Hearing Officer that the Student's Request for Due Process Hearing was withdrawn with prejudice due to settlement of the dispute. As a result, the Hearing Officer canceled the hearings.

FINAL DECISION AND ORDER

It is ordered that this case shall be dismissed.