

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Cheshire Board of Education

Appearing on behalf of Student:

Attorney Phillip Cohn  
Goldman Gruder & Woods LLC  
200 Connecticut Avenue  
Norwalk, CT 06854-7964

Appearing on behalf of the Board of Education:

Attorney Marsha Belman Moses  
Berchem Moses & Devlin  
75 Broad Street  
Milford, CT 06460

Appearing before:

Janis C. Jerman  
Hearing Officer

**FINAL DECISION AND ORDER**

A special education hearing in the above-captioned matter was requested by Student's Attorney via letter dated August 14, 2012.<sup>1</sup> It was received by Board of Education ("BOE") on August 14. The thirty-day resolution period ended September 13. The deadline to mail the final decision and order is October 28.

A telephonic pre-hearing conference was held on August 30. Attorney Cohn appeared on behalf of Student and Attorney Moses appeared on behalf of BOE. The following issues were identified:

1. Whether the Board of Education failed to offer Student an appropriate educational program for the 2012-13 school year?
2. Whether the Board of Education failed to offer Student an appropriate educational program for the extended school year during summer 2012?
3. Whether the Board of Education failed to offer Student an appropriate educational program for the 2011-12 school year?
4. Whether the Board of Education failed to offer Student an appropriate educational program for the extended school year during summer 2011?
5. Whether BOE should be required to reimburse Student's Parents for private programs?
6. Whether Student requires a residential program for educational purposes?

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<sup>1</sup> All dates are 2012 unless otherwise indicated.

The parties participated in mediation on August 20 and arrived at an agreement in principal but did not come to a final agreement. Hearing was scheduled for October 9.

Via letter dated October 1, Student's Attorney indicated that the parties settled the matter and requested to withdraw the case with prejudice.

**FINAL DECISION AND ORDER**

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