

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Region 12 Board of Education

Appearing on behalf of Student: Attorney Jennifer Laviano
Law Offices of Jennifer Laviano, LLC
76 Route 37 South
Sherman, CT 06784

Appearing on behalf of the Board of Education: Attorney Leander A. Dolphin
Shipman & Goodwin LLP
One Constitution Plaza
Hartford, CT 06103

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 September 4, 2012.¹ It was received by Board of Education's ("BOE") Attorney on September 6. The thirty-day resolution period ended October 6. The original deadline to mail the final decision and order was November 20. A telephonic pre-hearing conference was held on September 17. Attorney Laviano appeared on behalf of Student and Attorney Dolphin appeared on behalf of BOE. The following issues were identified:

1. Did the Board of Education fail to provide Student a free appropriate public education during the 2010-11 school year?
2. Did the Board of Education fail to provide Student a free appropriate public education during the 2011 extended school year?
3. Did the Board of Education fail to provide Student a free appropriate public education during the 2011-12 school year?
4. Did the Board of Education fail to provide Student a free appropriate public education during the 2012 extended school year?
5. Did the Board of Education fail to offer Student a free appropriate public education during the 2012-13 school year?

Hearings were scheduled for October 30 and November 2. Via letter dated October 8, BOE's Attorney requested a 30-day extension of the deadline to mail the final decision and order to permit the parties to schedule hearing dates far enough after mediation to allow them to prepare exhibits after mediation, which was scheduled for October 22. After fully considering the positions of the parties, the request was granted and the deadline to mail the final decision and order was extended to December 20.

The parties participated in mediation on October 22. Student's Attorney indicated that the parties reached an agreement in principle, that they would work to reduce the agreement to writing, that they were confident that the matter was resolved to the parties' satisfaction, and that Student's Parents were withdrawing the request for due process without prejudice.

FINAL DECISION AND ORDER

In light of the above facts, the above-captioned case is dismissed without prejudice.

¹ All dates are 2012 unless otherwise indicated.