

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Ridgefield Board of Education

Appearing on behalf of the Parents: Attorney Lawrence Berliner  
Law Office of Lawrence Berliner, LLC  
1720 Post Road East, Suite 214E  
Westport, CT 06880

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

Appearing before: Attorney Brette H. Fitton  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the District fail to develop an Individualized Education Plan that provided a Free Appropriate Public Education for the 2013-2014 academic year?
2. If the District's program for the 2013-2014 school year is not appropriate, is Winston Preparatory School the appropriate placement?

**PROCEDURAL HISTORY AND SUMMARY:**

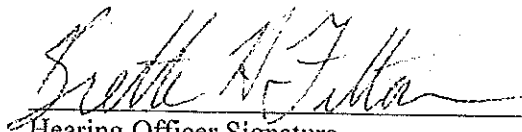
On November 4, 2013, the Ridgefield Board of Education received a Request for a Special Education Due Process Hearing. The undersigned hearing officer was appointed on November 6, 2013. On December 3, 2013, a prehearing conference was held and the deadline for the mailing of the final decision and order was established as January 18, 2014. Second and third prehearing conferences were held on January 3, 2014 and January 9, 2014 respectively to discuss the status of the case. On January 9, 2014, Counsel for the Parents withdrew the hearing request in writing.

**FINAL DECISION AND ORDER:**

In light of the above facts, the case is dismissed.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).

  
Hearing Officer Signature

Brette H. Fitton  
Hearing Officer      Name in Print