

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Stratford 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 Michelle Laubin
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 January 22, 2014.¹ It was received by the Board of Education's ("BOE's") Attorney on January 22. The 30-day resolution period ended February 21 and the deadline to mail the final decision and order is April 7.

A telephonic pre-hearing conference was held on February 18. Attorney Laviano appeared on behalf of Student. Attorney Laubin appeared on behalf of BOE. The following issues were identified:

1. Did the Board of Education fail to provide Student with a free appropriate public education from January 22, 2012 to the end of the 2011-12 school year?
2. Did the Board of Education fail to provide Student with a free appropriate public education during the 2012-13 school year?
3. Did the Board of Education fail to provide Student with a free appropriate public education during the 2013-14 school year?
4. If the answer to any of the above Issues One through Three is answered in the affirmative, what shall be the remedy?

The parties participated in mediation on February 21. The parties did not reach an agreement in mediation. Hearing was scheduled for April 3.

On February 22, Student's Attorney indicated that Student's Mother was diagnosed with a critical illness and would be undergoing treatment that would impact her ability to prepare for hearing; that they had discussed the situation; that Student was unilaterally placed; and therefore Student's Mother sought to withdraw the matter without prejudice.

FINAL DECISION AND ORDER

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

¹ All dates are 2014 unless otherwise indicated.

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

JANIS C. JERMAN

Hearing Officer Name in Print