

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Region 9 Board of Education

Appearing on behalf of the Student: Attorney Courtney Spencer, LLC
100 Riverview Center, Suite 290
Middletown, CT 06457

Appearing on behalf of the Board: Attorney Michael McKeon
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103

Appearing before: Attorney Brette H. Fitton
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Is the Board's proposed program for the 2014 Extended School Year ("ESY") appropriate?
2. Is the Board's proposed program for the 2014-2015 school year appropriate?
3. If the Board's program is not appropriate, is placement at Wellspring appropriate?
4. Should the Board be required to place Student at Wellspring for the 2014 ESY and 2014-2015 school year?

PROCEDURAL HISTORY AND SUMMARY:

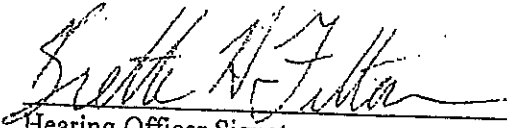
The hearing was requested on April 24, 2014 and the undersigned hearing officer was appointed on April 25, 2014. A prehearing conference was held on May 9, 2014, during which hearing dates of July 21, 2014 and July 25, 2014 were set and the deadline for mailing the Final Decision and Order was established as July 8, 2014. On May 11, 2014, Attorney for the Student requested an extension of the deadline for the mailing of the Final Decision and Order so that the parties could engage in settlement negotiations. The extension request was granted and a new deadline for the mailing of the Final Decision and Order was established as August 7, 2014. On July 15, 2014, Counsel for the Parents withdrew the hearing request.

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