

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Enfield Board of Education and Student

Appearing on behalf of the Board of Education: Attorney Christine Chinni
Chinni & Meuser LLC
One Darling Drive
Avon, CT 06001

Appearing on behalf of the Student: Attorney Courtney Spencer
The Law Office of Courtney Spencer LLC
100 Riverview Center, Ste 290
Middletown CT 06457

Appearing before: Attorney Ann F. Bird
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Should the Surrogate Parent be required to cooperate with a diagnostic placement for the Student?

PROCEDURAL HISTORY:

The Enfield Board of Education requested a special education due process hearing in this case against the Student on December 9, 2015. The Impartial Hearing Officer was appointed to hear the case on December 9, 2015. A Prehearing Conference was conducted on January 5, 2016 with the Student's surrogate parent appearing on behalf of the Student and Attorney Christine Chinni appearing on behalf of the Board of Education.

A second Prehearing Conference was conducted on January 20, 2016. Attorney Courtney Spencer appeared on behalf of the Student and Attorney Christine Chinni appeared on behalf of the Board of Education. The parties agreed that the matter should be dismissed without prejudice to allow time for the parties to discuss possible resolutions of the dispute.

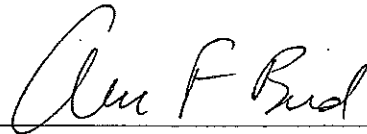
On January 20, 2016, the Student requested that the matter be dismissed without prejudice.

FINAL DECISION AND ORDER:

It is ordered that the request of the Student for dismissal without prejudice is granted and this matter is dismissed without prejudice.

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

ANN F BIRD

Hearing Officer Name in Print