

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Redding Board of Education

Appearing on behalf of the Parents:

Attorney Piper Paul  
Goldman Gruder & Woods, LLC  
200 Connecticut Avenue  
Norwalk, CT 06854

Appearing on behalf of the Board:

Attorney Michael P. McKeon  
Pullman & Comley, LLC  
90 State House Square  
Hartford, CT 06103-3702

Appearing before:

Justino Rosado, Esq., Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Was the program provided by the Board from January 20, 2014 to the end of the 2013-2014 school year appropriate and did it provide the Student with a free and appropriate public education (FAPE) in the least restrictive environment (LRE)?
2. Was the program provided by the Board for the 2014-2015 school year appropriate and did it provide the Student with FAPE in the LRE?
3. Is the program offered by the Board for the 2015-2016 school year appropriate and did it provide the Student with FAPE in the LRE? If not;
4. Is the unilateral placement of the Student at the Prospect Program at Wooster School for the 2015-2016 school year appropriate and does it provide a meaningful education?
5. Should the Board be responsible for the cost of the unilateral placement of the Student at the Prospect Program at Wooster School for the 2015-2016 including transportation?
6. Should the Board reimburse the Parents for the cost of the private tutoring provided to the Student?
7. Is the Student entitled to Compensatory Education for the denial of FAPE?

**SUMMARY AND PROCEDURAL HISTORY:**

The Student has been identified with Specific Learning Disability and is entitled to receive FAPE as defined in the Individuals With Disabilities Education Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq. At a planning and placement team (PPT) meeting, the Parents rejected the program offered by the Board for the 2015-2016 school year and requested placement at the Prospect Program at Wooster School for the 2015-2016 school year.

The Board refused the Parents' request. On January 20, 2016, the Board received notice of the Parents' due process request. An impartial hearing officer was appointed on January 13, 2016 and a pre-hearing conference was held on January 27, 2016 at which a hearing date of March 29, 2016 was scheduled. At the March 29, 2016 hearing, the Parents' attorney informed the hearing officer that the matter had been resolved but needed to be memorialized. The Parents' attorney withdrew the matter without prejudice; the Board was in accord with the withdrawal. The mailing date for the Final Decision and Order is April 4, 2016.

April 4, 2016

Final Decision and Order 16-0309

**FINAL DECISION AND ORDER:**

**THE MATTER IS WITHDRAWN 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

Justino Rosado  
Hearing Officer Name in Print