

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Trumbull Board of Education and Student

Appearing on behalf of the Board of Education: Attorney Christine Sullivan
Berchem, Moses & Devlin PC
75 Broad Street
Milford, CT 06460

Appearing on behalf of the Student: Attorney Robin Keller
Law Office of Robin P. Keller LLC
50 Washington Street, Suite 921
Norwalk, Connecticut 06854

Appearing before: Attorney Ann F. Bird
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Is the Board of Education's Occupational Therapy evaluation appropriate?
2. If not, is the Student entitled to an independent comprehensive sensory processing integration evaluation at public expense?

PROCEDURAL HISTORY:

The Board of Education requested a special education due process hearing in the above-captioned matter on February 22, 2017. This Impartial Hearing Officer was appointed to hear the case on March 1, 2017. A telephonic pre-hearing conference was convened on March 7, 2017. Attorney Robin Keller appeared on behalf of the Student and Attorney Christine Sullivan appeared on behalf of the Board of Education. The initial deadline for filing the final decision was April 7, 2017. An evidentiary hearing was scheduled for April 20, 2017.

On March 7, 2017, Counsel for the Board of Education submitted a written request for a thirty-day postponement and extension of the timelines to conduct the hearing and to file the final decision in this case to May 5, 2017. The purpose of the requested postponement and extension was to accommodate the hearing date. Counsel for the Student agreed to the requested postponement and it was granted.

On April 18, 2017, Counsel for the Board of Education reported that the parties reached an agreement for settlement of this matter and requested that the hearing scheduled for April 20, 2017 be cancelled. The hearing was cancelled. On May 2, 2017 Counsel for the Board of Education submitted a written request for a short postponement and extension of the timelines to conduct the hearing and to file the final decision in this case to allow time for the parties to finalize their settlement. Counsel for the Student agreed to the requested postponement and it was granted.

May 22, 2017

Final Decision and Order 17-0365

On May 21, 2017 the Board of Education reported that the parties resolved the dispute and requested that the matter be withdrawn or dismissed with prejudice.

FINAL DECISION AND ORDER:

It is ordered that the Board of Education's request is granted and the matter is dismissed with prejudice.