

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Westport

Appearing for the Parents:

Attorney Danielle McGee
Law Office of Gerry McMahon, LLC
98 Mill Plain Rd, Suite 3B
Danbury, CT 06811

Appearing on behalf of the Board:

Attorney Marsha Moses
Berchem Moses, P.C.
75 Broad Street
Milford, CT 06460

Appearing before:

Kelly Moyher, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Was an appropriate program offered to the Student by the Westport Board of Education for the 2016-2017 and 2017-2018 school years including ESY for 2017 and 2018?
2. If the Student was denied FAPE, was placement of the Student at the Greenwood School an appropriate placement for the 2016-2017 school year and are the Parents entitled to reimbursement for any costs associated with this placement?
3. Was placement of the Student at the Middlebridge School an appropriate placement for the 2017-2018 school year and are the Parents entitled to reimbursement for any costs associated with this placement?
4. Is the Student entitled to any other relief as deemed appropriate by the Hearing Officer?

PROCEDURAL HISTORY/SUMMARY:

The Parents filed the Due Process Complaint and Request for Hearing on September 4, 2018. The Hearing Officer was appointed on September 7, 2018. A Prehearing Conference was scheduled for September 17, 2018. The parties agreed on hearing dates in December. The Hearing Officer was notified by the parties that a settlement was close to being reached and requested a 30 day extension of the mailing date to negotiate. The extension was granted and the Hearing Officer was notified on December 18, 2018 that a settlement had been reached and the parents were withdrawing their request for a Due Process Hearing.

FINAL DECISION AND ORDER:

The matter is **DISMISSED** with prejudice.