

April 25, 2019

Final Decision and Order 19-0341

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Region 17 Board of Education

Appearing on behalf of the Parents: Attorney Courtney Spencer
Law Office of Courtney Spencer, LLC
100 Riverview Center, Suite 120
Middletown, CT 06457

Appearing on behalf of the Board: Attorney Rebecca Santiago
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103

Appearing before: Raymond J. Rigat, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board offer an appropriate program for the 2016-17, 2017-18, and 2018-10 school years, including the 2017 and 2018 extended school years?
2. If the Board did not offer an appropriate program for the 2016-17, 2017-18, and 2018-19 school years, including the 2017 and 2018 extended school years, is residential placement at Hunts Brook Academy the appropriate program for the Student for the 2018-19 school year and should the board be ordered to place the Student residentially for the 2018-19 school year and reimburse the Parents for any tuition expended?
3. If the Board did not offer an appropriate program for the 2016-17, 2017-18, and 2018-19 school years, including the 2017 and 2018 extended school years, what is the appropriate remedy?

PROCEDURAL HISTORY/SUMMARY:

The Parents brought the initial Due Process Complaint and Hearing Request on January 29, 2019. Hearing Officer Laura Share was appointed on January 31, 2019. An initial Prehearing Telephone Conference took place on February 7, 2019, and an initial hearing was scheduled for April 3, 2019.

On February 8, 2019, the Parents filed an Amended Due Process complaint. May 24, 2019 became the new Mailing Date of Decision as a result of the amendment. On February 20, 2019 the Parents requested an order postponing the first day of the hearing, and on the next day, it was rescheduled to May 1, 2019.

On March 4, 2019, Hearing Officer Share filed a Notice of Recusal. The undersigned was assigned the matter the same day. A Prehearing Conference was conducted on March 15, 2019. All previous orders were held in place.

On April 22, 2019, the Attorney for the Parents notified the undersigned in writing that the matter was settled between the parties, and the Parents were withdrawing their request for a Due Process Agreement with prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**