

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Regional School District No. 9

Appearing on behalf of the Parents: Attorney Howard Klebanoff  
Klebanoff & Alfano, P.C.  
433 South Main Street, Suite 102  
West Hartford, CT 06110

Appearing on behalf of the Board: Attorney Michael P. McKeon  
Sullivan, Schoen, Campana & Connon, LLC  
646 Prospect Avenue  
Hartford, CT 06105-4286

Appearing before: Attorney Mary Elizabeth Oppenheim  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

Whether the Student is eligible for special education and related services.

Whether the Board's program for the Student for the 2003-2004 school year is appropriate.

If not, whether the Parents' placement at Hyde School is appropriate.<sup>1</sup>

**SUMMARY:**

The matter was assigned on February 20, 2004, and a prehearing conference was held on February 25.

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<sup>1</sup> In addition, during the prehearing conference, the Board had submitted an issue for adjudication: Whether the Board is entitled to a psychiatric evaluation of the Student in the absence of parental consent. The Board never filed a formal request to add this issue to the hearing. At the hearing, the Board's attorney indicated that the Board was not seeking to proceed on the issue of the psychiatric evaluation.

On March 29, the hearing convened. After discussion off the record, the attorneys for both parties reported that the case had settled. The attorneys for the parties, the parents and the Board representatives remained at the hearing until a settlement agreement was drafted and finalized, and confirmed on the record that the parties had executed the agreement.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED**, with prejudice.