

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Regional School District # 10

Appearing on behalf of the Parents:

Attorney Allen A. Currier
7 National Place
Danbury, CT 06810

Appearing on behalf of the Board of Education:

Attorney Christine L. Chinni
Shipman & Goodwin LLP
One American Row
Hartford, CT 06103-2819

Appearing before:

Attorney Justino Rosado
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Is the program offered by the Board for the 2003-2004 school years appropriate as required in 20 USC §§1401 et seq? If not;
2. Does the student require a residential program at the Elan School in Portland, Maine at the Board's Expense?

SUMMARY AND PROCEDURAL HISTORY:

The student is a seven year old young child who has been eligible for special education and related services as defined in 20 USC §§1401 et seq. The parents requested a hearing on or about March 22, 2004. A pre-hearing telephonic conference was scheduled for March 30, 2004. At the pre-hearing conference the parents through their attorney withdrew their request for a due process hearing. The parent's attorney was seeking co-counsel and the other attorney was not available to go forward with a hearing at this time. There was no objection by the Board to the request of a withdrawal of the matter.

FINAL DECISION AND ORDER:

The matter is DISMISSED, WITHOUT PREJUDICE.