

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Westport Board of Education

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 Marsha Belman Moses
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, CT 06460

Appearing before: Attorney Patricia M. Strong
Hearing Officer

FINAL DECISION AND ORDER

PROCEDURAL HISTORY

This hearing was requested on October 19, 2004. This hearing officer was assigned to the case on October 20. A prehearing conference was held on November 1. The Parties requested a thirty-day extension of the decision deadline so that they could proceed with an advisory hearing on November 17. The request was granted and the decision deadline was extended to January 3, 2005. A hearing date was agreed on for December 9. On December 6 the Parties requested a postponement of the December 9 hearing date for two weeks so that they could finalize and execute a settlement agreement. This request was granted, the hearing was cancelled and the Parents' attorney was given until December 23 to report whether the case should be dismissed with or without prejudice. On December 21 the Parents' attorney wrote to the Hearing Officer that the parties were in the process of executing a settlement agreement and wanted a withdrawal without prejudice.

FINAL DECISION AND ORDER

It is ordered that this case shall be dismissed without prejudice.