

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Appearing on behalf of the Parents: pro se

Appearing on behalf of the Board of Education: Attorney Valerie E. Maze
Greenwich Law Department
101 Field Point Road
Greenwich, CT 06836-2540

Appearing before: Attorney Deborah R. Kearns
Hearing Officer

FINAL DECISION AND ORDER

ISSUES

- I. Whether the child remains eligible for specialized instruction, should he continue to be identified as a child with a disability?

PROCEDURAL HISTORY:

The parent requested a Due Process hearing on December 13, 2004. At a prehearing conference the hearing officer was informed the original request was for an advisory opinion and the parties wished to pursue mediation. A letter from counsel for the Local Board of Education (LEA) confirmed they were in the process of scheduling dates. The State Department of Education informed the hearing officer the mediation was scheduled for January 18, 2005. On the morning of January 18, 2005, the hearing officer received a voicemail message from the parent stating they would not be attending the mediation session on that date and that she would reschedule the mediation. To the knowledge of the hearing officer, the mediation was never rescheduled.

FINAL DECISION AND ORDER

1. The case is dismissed without prejudice.