

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. New Canaan Board of Education

Appearing on behalf of the Parent: The Father appeared *pro se*

Appearing on behalf of the Board: Attorney Susan C. Freedman
Shipman & Goodwin LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Whether the evaluation of the Student can proceed with the Mother's consent and despite the Father's objection to the testing.

SUMMARY:

This hearing request was filed by the Father. The matter was assigned on February 3, and a prehearing conference was held on February 8. An extension of the mailing date of the decision, filed by the Board, was granted in accordance with Section 10-76h-9(e) of the Connecticut Regulations which provides for a 30 day postponement for settlement discussions between the parties, and the hearing was scheduled for April 7. The Parents, who are divorced, were both given notice of this hearing date.

Attorney Nora Belanger, an attorney for the Mother sent a copy of a correspondence addressed to Attorney Matthew Newman, to the undersigned hearing officer, on February 15, directing Attorney Newman to forward information to her regarding this pending case. Attorney Belanger did not file an appearance in this case.

In a correspondence dated February 24, postmarked February 28, and received on March 1, the Father noted that he was no longer objecting to the testing recommended at the PPT, and requested that the hearing of April 7 be cancelled. As the Father's objection to the testing was the sole issue for this hearing, this case is dismissed.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**.

