

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. New Haven Board of Education

Appearing on behalf of the Student:

Attorney Mildred Doody  
New Haven Legal Assistance Association, Inc.  
426 State Street  
New Haven, CT 06510

Appearing on behalf of the Board:

Attorney Michelle C. Laubin  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, CT 06460

Appearing before: Attorney Mary Elizabeth Oppenheim, Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Whether the Student is eligible for special education, and shall be provided a free appropriate public education through an IEP.
2. Whether a manifestation PPT shall be held.
3. Whether the October 2005 incident that led to the recommendation for expulsion was a manifestation of the Student's disability.

**SUMMARY:**

The Board received this request for hearing filed on behalf of the Student and the Surrogate Parent on April 21, 2006. A prehearing conference was held on May 3, and the first hearing date of June 6 was scheduled. On June 2, the Student/Surrogate Parent's attorney submitted a notice that the parties had settled the matter.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED**.