

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Waterbury Board of Education

Appearing on behalf of the Parents: Attorney David C. Shaw, Law Offices of David C. Shaw, LLC, 34 Jerome Avenue, Suite 210, Bloomfield, CT 06002-2463

Appearing on behalf of Waterbury Board of Education: Attorney Maurice B. Mosley, Waterbury Board of Education, 236 Grand Street, 3rd Floor, Waterbury, CT 06702; and Attorney Anne D. Peterson, Carmody & Torrance LLP, 195 Church Street, New Haven, CT 06509-1950

Appearing before: Attorney Patricia M. Strong, Hearing Officer

FINAL DECISION AND ORDER

PROCEDURAL HISTORY

The Parents filed a due process hearing request with the Board of Education and the State Department of Education (SDE) on June 8, 2006. This Hearing Officer was assigned to the case on June 9. On June 19 a notice of a prehearing conference scheduled for June 29 was sent to the Parents' attorney and the Board's Assistant Superintendent of Schools. On June 20 Atty. Mosley appeared for the Board. At the prehearing conference the parties agreed to mediate and three hearing dates were scheduled for August 7, 8 and 11. The mailing date for the decision was set at August 22, 2006. On July 27 the Hearing Officer was advised by the SDE that the parties had not reached agreement at the July 21 mediation and to proceed with the hearing. On the afternoon of Friday, August 4, at approximately 4:00 p.m. Atty. Peterson faxed a letter to the Hearing Officer indicating that she was representing the Board and requesting a postponement of the Monday, August 7 hearing. The request for a postponement was denied. The hearing convened on August 7. The parties stated that they had continued to work with the mediator after July 21 and had now reached an agreement. They requested that it be entered into the record. The mediation agreement was entered as Hearing Officer Exhibit 1. The Parents' attorney stated that all issues were resolved in the agreement and that there was no need to proceed with the hearing. The parties were advised that the case would be dismissed. The hearings were canceled for August 8 and 11.

FINAL DECISION AND ORDER

It is ordered that this case be dismissed.