

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Seymour Board of Education

Appearing on behalf of the Parents:

Atty. Andrew A. Feinstein
Law Offices of David C. Shaw, LLC
34 Jerome Avenue, Suite 210
Bloomfield, CT 06002-2463

Appearing on behalf of the Seymour Board of Education:

Atty. Julie C. Fay
Shipman & Goodwin LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Attorney Patricia M. Strong, Hearing Officer

FINAL DECISION AND ORDER

PROCEDURAL HISTORY

The Parents filed a due process hearing request with the State Department of Education (SDE) on July 24, 2006. This Hearing Officer was assigned to the case on July 26. The Board of Education received the hearing request on July 28. On August 11, Atty. Fay filed an appearance in lieu of previous counsel for the Board of Education. A prehearing conference was held on August 16. At the prehearing conference the parties agreed to mediate and hearing dates were scheduled for September 21 and October 5. The Parents' attorney requested and was granted an extension of the October 11 mailing date for the decision to October 30, 2006. On August 22 the Hearing Officer was notified that the parties had a mediation scheduled on September 21. On September 6 the Hearing Officer wrote to the parties' attorneys and asked for a request to postpone the September 21 hearing. On September 8 the Parents' attorney requested a postponement of the commencement of the hearing to October 5, which was granted. On September 22, the Hearing Officer was advised that the parties had reached an agreement and that the September 21 mediation was cancelled. On September 25, the Hearing Officer requested a letter from counsel stating whether they would proceed with the hearing. On September 26 the Parents' counsel replied that the Parents wished to withdraw the due process request without prejudice and that when the agreement was formally signed, the hearing request would be withdrawn with prejudice. The hearing was cancelled for October 5. As of the date of this decision, no further communications have been received from the parties.

FINAL DECISION AND ORDER

It is ordered that this case be dismissed.

