

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Newtown 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 Newtown Board of Education:

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

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) and the Newtown Board of Education on August 29, 2006. This Hearing Officer was assigned to the case on August 31. On September 5, Atty. Laubin filed an appearance for the Board of Education. A prehearing conference was held on September 22. At the prehearing conference the parties agreed to mediate and a hearing date was scheduled for November 6. The decision deadline was set at November 13. On October 19 the Hearing Officer was notified that the parties had not reached an agreement at the October 19 mediation and to proceed with the hearing. The parties filed exhibits and witness lists on October 30. The hearing convened on November 6. The parties were allowed several hours to reach an agreement, draft a written agreement and execute it. The Parents' counsel stated on the record that the Parents wished to withdraw the due process request with prejudice.

**FINAL DECISION AND ORDER**

It is ordered that this case be dismissed with prejudice.