

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Norwalk Board of Education

Appearing on Behalf of the Parents: Pro Se

Appearing on Behalf of the Board: Marsha B. Moses, Esq.
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, CT 06460

Appearing Before: Attorney Justino Rosado, Hearing
Officer

ISSUES:

1. Should the Board be entitled to provide a speech and language evaluation of the Student as recommended by the PPT?
2. Was the program and related services offered by the Board for the 2006-2007 appropriate and provide the Student with FAPE according to 20 USC 1401 et seq?
3. Does the Student require an extended school year program for the summer of 2007?

FINAL DECISION AND ORDER

SUMMARY and PROCEDURAL HISTORY :

The Student is a 6 years and 11 month young boy who has been identified as speech and language impaired and entitled to receive a free and appropriate public education ("FAPE") as defined in Individuals with Disabilities Education Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a. At the May 23, 2007 PPT, the Parents rejected the program offered to the Student for the 2007-2008 school-year and requested extended school-year services for the summer of 2007. The Board rejected the Parents request and on or about May 31, 2007 the Parents requested a due process hearing. On or about June 5, 2007, the Board received notice of the due process hearing.

An impartial hearing officer was appointed on or about June 5, 2007 and a pre-hearing conference was held on June 13, 2007. A hearing date of July 11, 2007

was chosen by the parties. On or about July 5, 2007, the parties conducted a resolution meeting.

On or about July 10, 2007, the Parents sent an e-mail to the hearing officer that an agreement had been reached on the issues, and that they "will withdraw the matter". On July 12, 2007, an e-mail was sent to the Parents asking for clarification if the matter was withdrawn. The Parents were asked to respond by August 1, 2007 or the matter would be dismissed with prejudice. There was no response received from the Parents.

The Final Decision and Order mailing date is August 19, 2007.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED WITH PREJUDICE.