

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Appearing on behalf of the Parents: Attorney Jennifer D. Laviano  
Law Offices of Jennifer Laviano, LLC  
76 Route 37 South  
Sherman, CT 06784

Appearing on behalf of the Board of Education: Attorney Linda L. Yoder  
Shipman & Goodwin  
One Constitution Plaza  
Hartford, CT. 06103-1919

Appearing before: Attorney Deborah R. Kearns  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES**

- I. Whether the child should be identified as a child with a disability?
- II. Whether the evaluations conducted by the district are appropriate?

**PROCEDURAL HISTORY**

The local educational agency (LEA) requested a due process hearing to determine whether the evaluations conducted by the LEA are appropriate. The parents believe the child has a disability and challenge the appropriateness of the district's evaluations. In response to the notice of prehearing conference, the parties requested time to attempt to resolve their disputes prior to commencing a hearing. There has been no further communication. The matter is dismissed without prejudice. The matter was resolved within 45 days from the date of the request for hearing.

**FINAL DECISION AND ORDER**

1. The case is dismissed without prejudice.