

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Woodbridge Board of Education

Appearing on Behalf of the Parent: Andrew A. Feinstein, Esq.
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34 Jerome Avenue, Ste. 210
Bloomfield, CT 06002

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

FINAL DECISION AND ORDER

ISSUES:

1. Was the program and related services offered by the Board for the 2007-2008 appropriate and did the program and related services provide the Student with FAPE in the least restrictive environment (LRE) according to 20 USC 1401 et seq?
2. Was the extended school year program for the summer of 2007 appropriate?
3. Will the placement of the Student at the Foundation School for the 2007-2008 school year provide the Student with FAPE?
4. Was the placement of the Student at the Foundation School for the summer of 2007 appropriate and provide the student with FAPE?
5. Should the Board be responsible for the cost of the placement of the Student at Foundation School for the 2007-2008 school year?
6. Should the Board be responsible for the cost of the placement of the Student at Foundation School for the summer of 2007?
7. Should the Board be responsible for the cost of the transportation of the Student to the Foundation School for the 2007-2008 school year?

SUMMARY AND PROCEDURAL HISTORY:

This matter was presented as a contested matter pursuant to Connecticut General Statutes (CGS) §10-76h and related regulations, 20 United States Code §1415(f) and related regulations, and in accordance with the Uniform Administration Procedures Act, CGS §§4-176e to 4-178, inclusive, and 4-181a and 4-186.

The Student is a young man who has been identified as autistic and a student entitled to receive a free and appropriate public education (“FAPE”) as defined in the Individuals with Disabilities Education Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a.

The Parent rejected the program offered to the Student for the 2007-2008 school year. The Parent requested a program at the Foundation School for the summer of 2007 and the 2007-2008 school year. The Board rejected the Parent’s request.

The Board received notice of the due process request on November 16, 2007. On November 16, 2007, a hearing officer was appointed. A pre-hearing conference was held on November 20, 2007. The parties waived a resolution meeting and agreed to go to mediation.

The parties were able to resolve the matter and needed time to reduce the agreement to writing.

The date for the mailing of the Final Order and Decision was extended to allow for mediation and the writing of the Agreement. The date for the mailing of the decision is February 1, 2008.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED.