

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Appearing on behalf of the Parent:

Andrew Feinstein
86 Denison Ave.
Mystic, CT 06355

Appearing on behalf of the Board of Education:

Attorney Marsha Moses
Berchem, Moses & Devlin
75 Broad ST
Milford, CT 06460

Appearing before: Attorney Deborah R. Kearns, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

- I. Whether the child's individualized education program provides a free and appropriate public education in the least restrictive environment for the summer of 2008?
- II. Whether the child's individualized education program provides a free and appropriate public education in the least restrictive environment for 2008-2009 school year?

PROCEDURAL HISTORY:

Through counsel the Parent requested a due process hearing on July 9, 2008. At a prehearing conference on August 6, 2008 the parties requested time to discuss settlement. The first day of hearing was scheduled for September 19, 2008. The parties reported that they have reached agreement. The parties requested the matter be dismissed with prejudice. The matter was resolved within 45 days as extended by the parties to pursue settlement negotiations.

FINAL DECISION AND ORDER:

1. The case is dismissed with prejudice.