

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Board of Education

Appearing on behalf of the Parent: Parent, *Pro se*

Appearing on behalf of the Board: Michelle C. Laubin, Esq.  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, CT 06460

Appearing before: Mary H.B. Gelfman, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**PROCEDURAL HISTORY:**

The Parent requested a hearing on May 1, 2008, and withdrew that request on September 5, 2008. The Board requested a hearing on August 22, 2008, and this Hearing Officer was appointed on the same day. A pre-hearing conference was held on September 9, 2008, and at that time the Parent was not available by telephone. A resolution meeting was held on September 16, 2008. The hearing was scheduled for October 22, 2008, and the date for the decision was set for November 5, 2008. On or about September 18, 2008, the matter was settled and the Board notified the Hearing Officer on October 8, 2008, that they were withdrawing their request for hearing.

**SUMMARY:**

In the course of a dispute over placement, the Parent had withdrawn consent for special education. The Parent reinstated his consent for special education, the Student began attending an in district program, and the Parent consented to communication between the Student's treating psychiatrist and the appropriate Board staff member(s).

In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g and related regulations at 34 C.F.R. § 99, the following decision uses "Student", "School", "Parent". And titles of school staff members and other witnesses in place of names and other personally identifiable information.

**CONCLUSIONS OF LAW:**

Section 10-76h, Connecticut General Statutes (C.G.S.), and related regulations at Section 10-76h, Regulations of Connecticut State Agencies, authorize an impartial hearing officer to conduct a special education hearing and to render a final decision in accordance with Sections 4-176e through 4-180a, inclusive, and Sections 4-181a of the C.G.S. Section 20 U.S.C. § 1415(f) and related regulations at 34 C.F.R. § 300.511 through § 300.520 also authorize special education hearings.

**FINAL DECISION AND ORDER:**

There being no issues in dispute, this matter is DISMISSED without prejudice.