

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Appearing on behalf of the Parent: Parent appeared pro se

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 parent is entitled to an independent evaluation?
- II. Whether the local education agency provides the child with an individual education program that provides a free and appropriate public education?

PROCEDURAL HISTORY: The parent requested a Due Process hearing by letter received by the Connecticut State Department of Education - Due Process Unit on October 2, 2008. The hearing request is for an independent evaluation to determine if the child's proposed IEP placement is appropriate to meet his needs. At a preheating conference, the parent decided she did not intend to proceed with the hearing at the present time. The matter was resolved within forty-five days of the request for hearing.

FINAL DECISION AND ORDER

1. The case is dismissed without prejudice.