

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Westport Board of Education

Appearing on behalf of the Parent: Attorney Andrew A. Feinstein, 86 Denison Avenue, Mystic, CT 06355

Appearing on behalf of the Board: Attorney Marsha Belman Moses, Berchem, Moses & Devlin, P.C., 75 Broad Street, Milford, CT 06460

Appearing before: Elisabeth Borrino, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Student was denied FAPE for 2008-2009;
2. Whether Winston Preparatory School is the appropriate placement for the Student;
3. Whether the Board should reimburse the Parent and pay for the Student's placement at Winston Preparatory School in Norwalk for 2008-2009;
4. Whether the Student's special education designation should be Autism rather than Serious Emotional Disturbance.

SUMMARY:

The Board received this request for hearing filed by the Parent on October 13, 2008. On October 24, 2008, a Prehearing Conference was held and the matter was scheduled for hearing dates. On November 26, 2008, Counsel for the Parent submitted notification that the parties resolved this matter and withdrew the due process request with prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**, with prejudice.