

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Norwalk Board of Education

On behalf of the Parents: Father, *Pro Se*

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

Hearing Officer: Stacy M. Owens, Esq.

**FINAL DECISION AND ORDER**

**ISSUE**

1. Whether the Board provided the Student accommodations.
2. Whether the Parents are entitled to reimbursement for the Student's placement in private school.

**SUMMARY/PROCEDURAL HISTORY**

On or about November 10, 2008, the Norwalk Board of Education ("the Board") and the State of Connecticut Department of Education received a request for a hearing from the Parent. (H.O. Exh. 1)

On November 10, 2008, the undersigned was appointed as hearing officer to preside over the hearing, rule on all motions, determine findings of fact and conclusions of law, and issue an order. (H.O. Exh. 2)

A prehearing conference convened on November 21, 2008. During the prehearing conference, Attorney Marsha Belman Moses appeared on behalf of the Board; the Father appeared *pro se*. (H.O. Exh. 3)

Discussions during the prehearing conference revealed that the Student was not identified as eligible to receive special education services, nor did the Parents seek such identification. Instead, the Parents claim the Student was denied accommodations for his ADHD, and seeks reimbursement for the Student's placement in private school. As of the date of the prehearing

conference, the Board initiated measures to determine whether the Student is eligible for special education services, but the review was not yet completed.

The hearing was scheduled to convene on December 19, 2008. (H.O. Exh. 4)

On November 23, 2008, the Father withdrew his request for hearing, indicating he needed “more information and at that time we will re-file.” (H.O. Exh. 5)

**FINAL DECISION AND ORDER**

As such, and based on the foregoing this matter is **dismissed without prejudice.**