

STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

Student v. South Windsor Board of Education

Appearing on Behalf of the Parent: Attorney Howard Klebanoff
Klebanoff & Alfano, P.C
433 South Main Street, Suite 105
West Hartford, CT 06110

Appearing on Behalf of the Board: Attorney Linda Yoder
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Attorney Janis C. Jerman, Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by the Student via letter dated December 10, 2008. It was received by the Board of Education on December 12, 2008. The 30-day resolution period ran through January 11, 2009. The original deadline for mailing the final decision and order was February 25, 2009. The Student requested a forty-five day extension of the deadline for mailing a final decision to permit the parties to engage in mediation. The deadline for mailing a final decision was extended until April 12, 2009.

A pre-hearing conference was held on January 14, 2009. Attorney Lynda Blessing appeared on behalf of the Student and Attorney Linda Yoder appeared on behalf of the Board of Education.

ISSUES:

1. Did the Board of Education improperly deny Student's request for payment for the ALE program at the October 10, 2008 PPT?
2. Did the Board of Education improperly deny Student's request for reimbursement for a neuropsychological evaluation at the October 10, 2008 PPT?

3. Did the Board of Education improperly deny Student's request for placement at Grove School at the October 10, 2008 PPT?

The case was scheduled for hearings on Wednesday, March 11, 2009, Thursday, March 19, 2009, and Tuesday, March 24, 2009. Via letter dated March 4, 2009 Attorney Yoder indicated that the parties reached a verbal agreement to resolve the matter and requested that the March 11, 2009 hearing be cancelled in order to give the parties an opportunity to finalize a written agreement. Via letter dated March 16, 2009, Attorney Klebanoff requested that the matter be withdrawn as the parties were finalizing a settlement agreement.

FINAL DECISION AND ORDER

In light of the above facts, the above-captioned case is hereby dismissed.