

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Naugatuck Board of Education v. Student

On Behalf of the Board: Attorney Mark J. Sommaruga
Sullivan, Schoen, Campane & Connon, LLC
646 Prospect Avenue
Hartford, CT 06105-4286

On Behalf of the Parents: Attorney Piper Paul
Law Office of Nora Belanger
10 Wall Street
Norwalk, CT 06850

Appearing Before: Attorney Stacy M. Owens, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the out-of-district placement recommended by the Board at the November 6, 2008 Planning and Placement Team meeting should be implemented without the Parent's consent.
2. Whether the psychiatric and educational evaluations of the Student obtained by the Board are appropriate.

SUMMARY/PROCEDURAL HISTORY:

On or about December 18, 2008, the Parent received a request for hearing from the Board. (H.O. Exh. 1)

On December 19, 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 January 9, 2009. During the prehearing conference, Attorney Mark Sammaruga appeared on behalf of the Board; Attorney Piper Paul appeared on behalf of the Parent. The issues were confirmed and the hearing was scheduled for February 25, 26, and 27, 2009. (H.O. Exh. 3)

On January 29, 2009, Attorney Sammaruga and Attorney Piper Paul co-signed and submitted a letter stating that the Board was withdrawing its request for hearing in the matter. (H.O. Exh. 4)

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