

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Trumbull Board of Education

On behalf of the Parents: Attorney David C. Shaw
Law Office of David C. Shaw, LLC
34 Jerome Avenue
Bloomfield, CT 06002

On behalf of the Board: Attorney Michelle Laubin
Berchem, Moses & Devlin, P.C.
75 Broad Street
Milford, CT 06460

Appearing Before: Attorney Stacy M. Owens, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the individualized education plan (“IEP”) developed for the Student’s 2008-2009 school year provides the Student a free and appropriate public education.
2. Whether the IEP devised for the Student’s 2008-2009 school year was properly implemented.
3. Whether the Board provided the Student supplementary aids and services sufficient to meet the Student’s special needs in a regular education setting.
4. Whether the Student is entitled to an independent evaluation.
5. Whether the Parents are entitled to reimbursement for an in-home ABA program developed by the Parents.
6. Whether the Student is entitled to compensatory education.
7. Whether the Student is entitled to an independent educational consultant.

SUMMARY/PROCEDURAL HISTORY

On or about April 10, 2009, the Trumbull Board of Education (“the Board”) received a request for hearing from the Parent. (H.O. Exh. 1)

On April 15, 2009, 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)

On April 17, 2009, Attorney Laubin filed an Answer to the Parents’ request for hearing. (H.O. Exh. 3)

A prehearing conference convened on May 6, 2009. (H.O. Exh. 4) During the prehearing conference, Attorney David C. Shaw appeared on behalf of the Parents; Attorney Michelle Laubin appeared on behalf of the Board. The issues were confirmed and the hearing was scheduled for June 4, 11, 19, 25, July 1, 6 and 7, 2009. (H.O. Exh. 5) Counsel for both parties requested an extension of the deadline for release of the final decision to accommodate time for the parties to mediate. (H.O. Exh. 6)

The parties convened for a hearing on June 4, 2009. On said date, however, the parties continued negotiations and requested a continuance of the hearing.

On June 10, 2009, Attorney Shaw requested a continuance of the June 11, 2009 hearing. The request for continuance was granted, and the hearing was scheduled to reconvene on June 19, 2009. (H.O. Exh. 7)

By letter dated June 18, 2009, Attorney Shaw informed the hearing officer that “the Parents and the Board have settled the . . . matter” and that “the hearing complaint is withdrawn with prejudice.” (H.O. Exh. 8)

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As such, and based on the foregoing, this matter is **dismissed with prejudice**.