

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Plainville Board of Education

Appearing on behalf of the Student: Attorney Courtney Spencer
Law Office of Courtney P. Spencer, LLC
970 Farmington Avenue, Suite 304
West Hartford, CT 06107

Appearing on behalf of the Board: Attorney Craig Meuser
Chinni & Meuser LLC
30 Avon Meadow Lane
Avon, CT 06001

Appearing before: Attorney Mary Elizabeth Oppenheim, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Student is eligible for special education under the category of Other Health Impairment or Emotional Disturbance.
2. If so, what is the appropriate education programming for the Student to address his academic, social, emotional and behavioral needs.
3. Whether the Student is entitled to compensatory education for the Board's violation of the Student's substantive and procedural rights under the IDEA.

SUMMARY:

The Board received this request for hearing on June 1, 2009 and a prehearing conference was convened on June 22, 2009.

The hearing convened on July 14, 2009 and was scheduled to continue on July 22, 2009 and August 4, 2009. On July 20, 2009, the Student's attorney submitted notification that the parties were attempting to negotiate in good faith, but would not have the settlement finalized by the next hearing date. The Student's attorney indicated that the parties wanted to proceed with an attempt to settle the case, and did not want to continue with the hearing at this time.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**.