

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Avon Board of Education

Appearing on behalf of the Parents: Attorney Courtney P. Spencer  
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Middletown, CT 06457

Appearing on behalf of the Board: Attorney Gwen Zittoun  
Shipman & Goodwin, LLP  
One Constitution Plaza  
Hartford, CT 06103

Appearing before: Attorney Brette H. Fitton  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board fail to provide Student with a Free Appropriate Public Education (“FAPE”) for the portion of the 2012-2013 school year beginning on October 31, 2012?
2. Did the Board fail to provide Student with a FAPE for the 2013-2014 school year?
3. Did the Board fail to provide Student with a FAPE for the 2014-2015 school year?
4. Did the Board fail to provide Student with appropriate transition planning?
5. Did the Board fail to conduct appropriate evaluations of Student?
6. Did the Board commit procedural violations of the Individuals with Disabilities Education Act and, if so, did such procedural violation operate to deny Student a FAPE?

**PROCEDURAL HISTORY AND SUMMARY:**

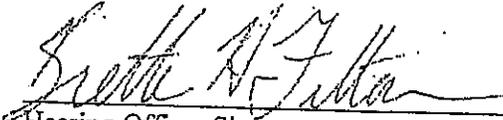
On October 31, 2014, the Avon Board of Education received Student’s Request for a Special Education Due Process Hearing. The undersigned hearing officer was appointed on November 4, 2014. The deadline for the mailing of the Final Decision and Order for this case was January 14, 2014. On November 6, 2014, Attorney for the Student withdrew the hearing request.

**FINAL DECISION AND ORDER:**

In light of the above facts, the case is dismissed.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).

  
Hearing Officer Signature

Brette H. Fitton  
Hearing Officer      Name in Print