STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

Student[1] v. Region 17 Board of Education

Appearing on behalf of Student:	Attorney Courtney Spencer Law Office of Courtney Spencer LLC 100 Riverview Center Suite 120 Middletown, CT 06457
Appearing on behalf of the Board of Education:	Attorney Craig Meuser Chinni & Meuser LLC One Darling Drive Avon, CT 06001
Appearing before:	Janis C. Jerman Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by Student's Attorney via letter dated September 2, 2016.[2] It was received by the Board of Education ("BOE") on September 2. The 30-day resolution period ended October 2 and the original deadline to mail the final decision and order was November 16. A telephonic pre-hearing conference was held on September 26. Attorney Spencer appeared on behalf of Student and Attorney Meuser appeared on behalf of BOE. The following issues were identified:

ISSUES:

1. Did the Board of Education provide Student with a free appropriate public education for the 2014-15 school year?
2. Did the Board of Education provide Student with a free appropriate public education for the 2015 extended school year?
3. Did the Board of Education provide Student with a free appropriate public education for the 2015-16 school year?
4. Did the Board of Education provide Student with a free appropriate public education for the 2016 extended school year?
5. Did the Board of Education provide Student with a free appropriate public education for the 2016-17 school year?
6. If the answer to Issues 1, 2, 3, 4, or 5 are in the negative, is Ben Bronz an appropriate placement for Student?
7. If the answer to Issue 6 is in the affirmative, are Student's Parents entitled to reimbursement for Student's placement at Ben Bronz?

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[1] In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g ("FERPA") and related regulations at 34 CFR § 99, this decision uses "Student" and "Student's Mother" in place of names and other personally identifiable information.

[2] All dates are 2016 unless otherwise indicated.

8. If the answer to Issues 1, 2, 3, 4, or 5 are in the negative, is Student entitled to compensatory education?

The parties participated in mediation prior to the prehearing conference. Via letter dated September 30, Student's Attorney requested an extension of the mailing date to allow the parties to schedule a hearing on November 15. After full consideration, the request for an extension of the mailing date was granted. The deadline to mail the final decision and order was extended until December 16. Hearing was scheduled for November 15. On October 27, Student's Attorney withdrew the case with prejudice.

FINAL DECISION AND ORDER

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

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

JANIS C. JERMAN

Hearing Officer Name in Print

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4/1/04