

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student¹ v. Greenwich Board of Education

Appearing on behalf of Student: Attorney Meredith Braxton
Meredith Braxton, Esq. LLC
280 Railroad Avenue, Suite 205
Greenwich, CT 06830

Appearing on behalf of the Board of Education: Attorney Abby Wadler
Assistant Town Attorney
101 Field Point Road
Greenwich, CT 06830

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 December 12, 2016.² It was received by the Board of Education ("BOE") on December 13, 2016. The 30-day resolution period ended January 12 and the original deadline to mail the final decision and order was February 24. A telephonic pre-hearing conference was held on January 23. Attorney Braxton appeared on behalf of Student and Attorney Wadler appeared on behalf of BOE.

The following issues were identified for hearing:

1. Did the Board of Education provide Student with a free appropriate public education for the 2015-16 school year?
2. Did the Board of Education provide Student with a free appropriate public education for the 2016-17 school year?
3. If the answer to Issues 1 or 2 is in the negative, is Westport Day School an appropriate placement for Student?
4. If the answer to Issue 3 is in the affirmative, are Student's Parents entitled to reimbursement for Student's tuition and transportation to Westport Day School for 2016-17?
5. Should Student be placed prospectively at Westport Day School?
6. Is Student entitled to compensatory education?

On February 3, Student's Attorney filed a request to extend the deadline to mail the final decision and order by 30 days to allow the parties to finalize a settlement agreement. After fully considering the positions of the parties, the request was granted and the deadline to mail the final decision and order was extended until March 24. Hearing was scheduled for March 8. On March 7, Student's Attorney indicated

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," "Parents," and titles of certain school staff members and witnesses in place of names and other personally-identifiable information.

² All dates are 2017 unless otherwise indicated.

March 15, 2017

Final Decision and Order 17-0265

that the parties finalized a settlement agreement and requested that the matter be withdrawn with prejudice.

FINAL DECISION AND ORDER

The above-captioned case is dismissed with prejudice.