

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Waterbury Board of Education v. Student

Appearing on behalf of the Student: Parents

Appearing on behalf of the Board: Attorney Christine Sullivan  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, CT 06460

Appearing before: Attorney Brette H. Fitton  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Is the District's psychological evaluation appropriate?
2. If the District's psychological evaluation is not appropriate, are the Parents entitled to an Independent Educational Evaluation in the form of a psychological evaluation at public expense?

**PROCEDURAL HISTORY AND SUMMARY:**

On June 7, 2017, Parents received a request for a special education due process hearing filed by the Waterbury Board of Education. The Connecticut State Department of Education appointed the undersigned Hearing Officer on June 9, 2017. Based on the June 7, 2017 date of receipt, the deadline for mailing the final decision and order in this case was determined to be August 21, 2017. A prehearing conference was scheduled for June 19, 2017. On June 14, 2017, Attorney for the Board sent an email to the hearing officer indicating that the dispute with the Parents had been settled and that Board was withdrawing its request for a special education due process hearing.

**FINAL DECISION AND ORDER:**

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