

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. West Hartford Board of Education

Appearing on behalf of the Parent: Attorney Courtney Spencer
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Middletown, CT 06457

Appearing on behalf of the Board: Attorney Peter Maher
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Appearing before: Justino Rosado, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Was the program offered by the Board from June 8, 2015 to the end of the 2014-2015 school year appropriate and did it provide the Student with a free and appropriate public education (FAPE) in the least restrictive environment (LRE)?
2. Was the program offered by the Board for the 2015-2016 school year, including ESY, appropriate and did it provide the Student with FAPE in the LRE?
3. Was the program offered by the Board for the 2016-2017 school year, including ESY, appropriate and did it provide the Student with FAPE in the LRE?
4. Is the program offered by the Board for the 2017-2018, including ESY, school year appropriate and does it provide the Student with FAPE in the LRE? If not;
5. Should the Student be placed at White Oak for the 2017-2018 school year at public expense to receive FAPE?
6. Is the Student entitled to compensatory education for the denial of FAPE?

SUMMARY AND PROCEDURAL HISTORY:

The Student is entitled to receive a free and appropriate public education in the least restrictive environment as defined in the Individuals with Disabilities Education Improvement Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq.

At a planning and placement team (PPT) meeting, the Parent did not agree with program offered by the District for the 2017-2018 school year. The Parent requested that the Student be placed at White Oak for the 2017-2018 school year at public expense. The Board refused the Parent's request.

Augusts 18, 2017

Final Decision and Order 17-0554

An impartial hearing officer was appointed on June 12, 2017, and a pre-hearing conference was held on June 29, 2017. The parties attended a mediation session on August 10, 2017. In an electronic transmission, the parties advised the hearing officer that the matter was resolved in mediation and withdrawn with prejudice.

The mailing date for the Final Decision and Order is August 22, 2017.

FINAL DECISION AND ORDER:

THE MATTER IS DISMISSED WITH PREJUDICE.