

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Fairfield Board of Education

Appearing on behalf of the Parents: Pro Se

Appearing on behalf of the District: Attorney Michelle Laubin  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, Ct 06460

Appearing before: Justino Rosado, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

Should the Student be identified as Talented and Gifted as defined in Regulations Concerning State Agencies Section 10-76a-2?

**SUMMARY and PROCEDURAL HISTORY:**

The Student has not been identified as entitled to receive FAPE as defined in the Individuals with Disabilities Improvement Act (IDEA) 20 U.S.C. §1401 et seq. and Connecticut General Statute §10-76a et seq.

The Parents requested that the Student be identified as Talented and Gifted. The District refused the Parents request and the Parents filed for due process.

On August 16, 2017, the District received notice of the Parents request for due process. The parties agreed to mediate the matter. The mediation date was pending.

An impartial hearing officer was appointed on August 15, 2017 and a pre-hearing conference was held on August 29, 2017.

In an electronic transmission dated October 24, 2017, the Parents advised the hearing officer that they were withdrawing the matter. The District did not object to the withdrawal.

The date for the mailing of the Final Decision and Order is October 30, 2017.

**FINAL DECISION AND ORDER:**

**THE MATTER IS DISMISSED.**