

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Madison Board of Education

Appearing on behalf of the Parents:

Lawrence Berliner, Esq.  
Law Office of Lawrence Berliner, LLC  
1720 Post Road East, Suite 214-E  
Westport, CT 06680

Appearing on behalf of the Board:

Michelle Laubin, Esq.  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
New Milford, CT 06460

Appearing before:

Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

- 1) Did the Board provide FAPE for the 2015-2016 school year?
- 2) Did the Board provide FAPE for the 2016-2017 school year?
- 3) Did the Board offer FAPE for the 2017-2018 school year?
- 4) If either or all of issues 1, 2, and/or 3 above are in the negative, should Student be placed in an out of district state approved special education program with a appropriate IEP, as modified by the Hearing Officer?
- 5) Do the circumstances warrant an award of compensatory education?

**PROCEDURAL HISTORY/SUMMARY:**

The Parents filed the Due Process Complaint and Request for Hearing on September 17, 2017. The Hearing Officer was appointed on September 18, 2017 and conducted a Prehearing Conference on September 28, 2017. The Parents filed an Amended Complaint on September 28, 2017. The hearing was scheduled for November 8, 2017. On October 4, 2017, the Parents withdrew the Due Process Complaint without prejudice.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED** without prejudice.