

November 20, 2017

Final Decision and Order 18-0157

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Stamford Board of Ed

Appearing on behalf of the Parent:

Veronica Thomas
223 Southfield Avenue
Stamford, Connecticut 06901

Appearing on behalf of the Board:

Attorney Marsha Moses
75 Broad Street
Milford, Connecticut 06460

Appearing before:

Jane Ford Shaw, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board deny the Student a free appropriate public education (“FAPE”) for the 2017-18 school year including ESY, by failing to offer an appropriate individualized education program?
2. If the Board did not provide free a FAPE for 2017-18 school year, is LINKS and the Collaborative Center programs through the Greenwich Education group the appropriate program?
3. If the Board did not provide and/or offer the Student a FAPE for the 2017-2018 school year, should the Student be reimbursed for the tuition and/or education related expense of LINKS program and the Collaborative Center program through the Greenwich Education group?
4. Did the Board comply with the substantive and procedural requirements set forth in the IDEA and applicable State Statutes and federal regulations as set forth in the Student’s complaint?
5. If the Board did not comply with the substantive and procedural requirements set forth in the IDEA and applicable State Statutes and federal regulations, did it constitute a denial of FAPE?
6. Is compensatory education an appropriate remedy?

PROCEDURAL HISTORY/SUMMARY:

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 Statutes § 10-76a et seq.

The parents filed the Due Process Hearing Complaint on October 13, 2017. The Hearing Officer was appointed on October 17, 2017. A prehearing conference was held on October 26, 2017. Hearing dates of November 29, 2017 and December 11, 2017 were scheduled. The parents withdrew their complaint with prejudice on November 16, 2017 by email.

FINAL DECISION AND ORDER:

The matter is DISMISSED with prejudice.