

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Montville Board of Education

Appearing on behalf of the Parent:

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Appearing on behalf of the Board:

Anne Littlefield, Esq.  
Shipman & Goodwin, LLP  
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Appearing before:

Patrick L. Kennedy, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board deny the student FAPE for the 2017-18 school year?
2. If so, should orders be issued revoking, modifying or preventing any expulsion or other discipline of the student?

**SUMMARY AND PROCEDURAL HISTORY:**

Case 18-0226 was commenced by the parents by request received by the Board on December 1, 2017. The case involved disciplinary matters and was thus determined to be subject to the expedited procedural requirements provided by law. A prehearing conference was held on December 14, 2017. At the prehearing conference, the matter was reported settled. It was further determined that the matter was required to be heard by January 8, 2018 and that the decision date was January 23, 2018. Due to delay in executing the settlement agreement, the undersigned subsequently issued a notice for one full day and two half days of hearings in order to comply with the expedited timelines.

On December 21, 2017, the undersigned hearing officer was advised by the attorneys that the execution of the settlement agreement on the Board's side had been delayed by the fact that a necessary signatory was out of the country until after the beginning of the year. As the timelines could not be extended in an expedited matter, the

attorney for the parents requested on December 22, 2017 that the matter therefore be dismissed without prejudice.

**FINAL DECISION AND ORDER:**

The matter is dismissed without prejudice.