

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Wilton Board of Education

Appearing on behalf of the Parent: Attorney Lawrence Berliner  
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Westport, CT 06680

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

Appearing before: Raymond J. Rigat, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Whether the Board complied with the IDEA and/or state law requirements concerning the evaluation of the Student, and referral to appropriate special education, from January 18, 2016 to the present?
2. Whether the Board provided FAPE to the Student for that portion of the 2015-2016 school year for the time period starting on January 18, 2016, and ending at the conclusion of the school year?
3. Whether the Board's IEP provided the Student with FAPE for the 2016-17 school year?
4. Whether the Board's IEP provided the Student with FAPE for the 2017-18 school year?
5. Whether the Board failed to comply with the IDEA's substantive and procedural requirements from January 18, 2016 to the present?
6. Whether the private school selected by the Parents is an appropriate placement for the Student/
7. Whether the Board is responsible for reimbursing the Parents for the costs of private school placement including tuition, transportation, related expenses, and compensatory education?

**PROCEDURAL HISTORY/SUMMARY:**

The Parents brought the Due Process Complaint and Hearing Request on January 19, 2108. The Hearing Officer was appointed on January 25, 2018. A Prehearing Telephone

Conference took place on Conference on February 2, 2018. Following that conference, an initial hearing was scheduled for April 3, 2018.

On March 27, 2018, the Parents, in accordance with the provisions of RSA Sec. 10-76h-9(e), requested a thirty day postponement. The Board did not object. The Hearing Officer, after finding an extension not to be detrimental to the privately placed Student, extended the mailing date to May 4, 2018. The previously scheduled hearing was cancelled.

A second Prehearing Telephone Conference took place on April 6, 2018. Following that conference, a new hearing date was set for May 4, 2018.

On May 4, 2018, the hearing took place. At the start of the hearing, the parties informed the Hearing Officer that a settlement agreement had been reached.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED**