

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Greenwich Board of Education

Appearing on behalf of the Parent: Attorney Lawrence Berliner
Law Office of Lawrence Berliner, LLC
1720 Post Road East, Suite 214-E
Westport, CT 06680

Appearing on behalf of the Board: Attorney Abby Wadler
Assistant Town Attorney
Greenwich Town Hall – Law Hall
101 Field Point Road
Greenwich, CT 06830

Appearing before: Laura Share, Esq.
Hearing Officer

NOTICE OF DISMISSAL

ISSUES:

1. Was there a denial of FAPE for the 2015/2016 school year?
2. Was there a denial of FAPE for the 2017/2018 school year?
3. If there was a denial of FAPE, is placement at Franklin Academy appropriate for the 2017/2018 school year?
4. If Franklin Academy is an appropriate placement for the 2017/2018 school year, should the board pay tuition for the 2017/2018 school year at Franklin Academy?
5. If there was a denial of FAPE during the 2015/2016 school year, is compensatory education an appropriate remedy?
6. If there was a denial of FAPE during the 2017/2018 school year, is compensatory education an appropriate remedy?
7. If there was a denial of FAPE, are the parents entitled to reimbursement for Dr. Reese's evaluation that was used during the 1/4/17 and 5/12/17 PPT meetings?

PROCEDURAL HISTORY/SUMMARY:

The Student initiated this special education due process case on 1/23/18. This Impartial Hearing Officer was assigned to this case on 1/25/18. A Prehearing Conference was convened on 2/8/18. Attorney Berliner appeared on behalf of the Student and Attorney Wadler appeared on behalf of the Board of Education. It was established that the deadline

April 3, 2018

Notice of Dismissal 18-0289

for filing the final decision in this case is 4/6/18. An evidentiary hearing was scheduled for 4/5/18.

On 3/23/18, Attorney Berliner reported to the Hearing Officer that the Parents would like to withdraw their Due Process Complaint since the parties finalized a settlement agreement.

ORDER:

The matter is **DISMISSED** with prejudice.