

July 2, 2012

Final Decision and Order 12-0388

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Monroe Board of Education

Appearing on behalf of the Student:

Attorney Alyce Alfano  
Klebanoff & Alfano, P.C.  
433 South Main Street, Suite 105  
West Hartford, CT

Appearing on behalf of the Board:

Attorney Marsha Moses  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, CT 06460

Appearing before:

Attorney Catherine M. Spain, Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Has the Board offered the Student a free, appropriate public education (FAPE) in the least restrictive environment (LRE) for the summer of 2012?
2. If not, is the Board responsible for supporting the Parents' requested placement for the Student at Winston Preparatory School for the summer of 2012?
3. Has the Board offered the Student a FAPE in the LRE for the 2012-2013 school year?
4. If not, is the Board responsible for supporting the Parents' requested placement at Winston Preparatory School for the 2012-13 school year?

**SUMMARY:**

A special education due process hearing in the above-captioned matter was requested by Attorney Alfano and received by the Board on April 26, 2012. Attorney Alfano appeared on behalf of the Student and Attorney Moses on behalf of the Board during a pre-hearing telephone conference held on May 8, 2012. The thirty-day resolution period ran through May 26 and the deadline for mailing the final decision and order was originally July 10, 2012. To accommodate mediation, the Student's attorney requested a 30-day extension which was granted. At the request of the parties, scheduled hearing dates were canceled and rescheduled. The deadline for the final decision and order was moved to August 9, 2012.

On June 27, 2012, Attorney Alfano submitted a request to cancel two of the three rescheduled hearing dates, which request was denied. On June 30, 2012, Attorney Alfano withdrew her request for a due process hearing.

**FINAL DECISION AND ORDER:**

The matter is **DISMISSED** without prejudice.