

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Stamford Board of Education

Appearing on behalf of the Parents:

pro se

Appearing on behalf of the Board:

Marsha Moses, Esq.
Berchem, Moses & Devlin, PC
75 Broad Street
Milford, CT 06460

Appearing before:

Sylvia Ho, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the District err by not completing proposed evaluations in a timely fashion to determine eligibility for Special Education proposed during the 2/17/2016 PPT meeting?
2. Did the District err by not finding student eligible for Special Education at PPT meetings held on 3/31/2016, 4/27/2016, 5/18/2016 and 6/8/2016?
3. Did the District fail to identify the student for Special Education by disregarding the letter dated 4/26/2016 from David M. Berkun, MD DABP, concerning the student's disability?
4. Did the District fail to provide FAPE as a result of failure to identify student as eligible for Special Education?
5. Did the District fail to make home bound tutoring available to student as a result of not informing parents of this possibility?
6. Did the District fail to provide FAPE to the student as a result of not finding the student eligible for Special Education in an appropriate setting?
7. Did the District fail to respond to an escalating situation in the student's difficulty and as a result, deny the student FAPE?

PROCEDURAL HISTORY/SUMMARY:

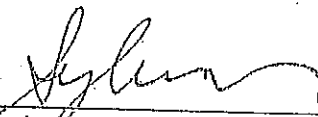
The Parents filed the Due Process Complaint and Request for Hearing July 15, 2016. The Hearing Officer was appointed on July 18, 2016 and scheduled a Prehearing Conference for July 28, 2016. On July 28, 2016, the Parents reported to the Hearing Officer that the parties had settled their dispute and that the Parent was withdrawing the Due Process Complaint.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).



Hearing Officer Signature

Sylvia Ho

Hearing Officer Name in Print