

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Bristol Board of Education

Appearing on behalf of the Student: parent, *pro se*

Appearing on behalf of the Board:
Attorney Linda Yoder
Shipman & Goodwin LLP
One Constitution Plaza
Hartford, CT 06103

Appearing before:
Attorney Susan Dixon
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

Whether the Bristol Board of Education (“Board”) denied Student a Free and Appropriate Public Education (“FAPE”) by failing to offer him an appropriate program for the 2018-19, 2019-20 and 2020-21 school year:

Specifically, whether the Board denied FAPE by:

1. Violating Student's procedural safeguards, including, but not limited to, delay in response to the FERPA request on October 2, 2020;
2. Failure to provide Student an education in the least restrictive setting, failure to provide appropriate accommodations in the General Ed setting during the 2018-19 and 2019-20 school year and failing to identify Student in a timely manner relating to his initial eligibility for Special Education; and failure to provide reading assessments and appropriate intervention to Student during the 2019-20 school year at Mountain View Elementary in a timely manner.
3. Failure to address Student's current school based reading, writing and mathematical interventions and accommodations.
4. Should Student receive compensatory education?

PROCEDURAL BACKGROUND:

The Student filed this Request for a Due Process hearing on October 26, 2020. The Hearing Officer was assigned on October 28, 2020. A Prehearing Conference was scheduled and held on November 5, 2020. A hearing date of January 6, 2021 was set and the date for mailing of the final decision was

determined to be January 26, 2021. All scheduled dates were set with regard to Connecticut State Executive Order 9L in force at the time of such scheduling. By mutual request, the hearing date was continued to January 27, 2021 and the mailing date was extended to February 26, 2021. This request was made in furtherance of bona fide settlement negotiations which ultimately brought about an agreement. On January 21, 2021, the Parent and the Board's Counsel reported that an acceptable settlement had been reached and the case was withdrawn by agreement.

FINAL DECISION AND ORDER:

The case is DISMISSED without prejudice.