

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Middletown Board of Education

Appearing on behalf of the Parents: Atty. Jennifer D. Laviano, The Law Offices of Jennifer D. Laviano, LLC, 77 Danbury Road, Suite C-6, Ridgefield, CT 06877

Appearing on behalf of the Middletown Board of Education: Atty. Linda L. Yoder, Shipman & Goodwin LLP, One Constitution Plaza, Hartford, CT 06103-1919

Appearing before: Attorney Patricia M. Strong, Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES**

1. Did the Board offer a free appropriate public education (FAPE) to the Student for the 2006-07 school year including the Extended School Year 2007?
2. Did the Board offer a FAPE to the Student for the 2007-08 school year?
3. Are the Parents entitled to any compensatory services to remedy past deprivation of FAPE and procedural violations?

**PROCEDURAL HISTORY**

The Parents' attorney requested this hearing on August 24 by faxing a letter to the State Department of Education ("SDE") and to the Board's attorney. This Hearing Officer was assigned to the case on August 27. On September 12, a prehearing conference was held. The mailing date for the final decision was set at November 7, 2007. Hearing dates were agreed on for October 19, 25 and 26. On October 10, the Parents' attorney made a written request to postpone the October 19 hearing date to permit the parties to conduct a mediation on that date, which was granted. On October 22, the SDE advised the Hearing Officer that the parties had reached agreement at the mediation. The Parents' attorney wrote to the Hearing Officer on October 22 and stated that the Parents withdrew their complaint with prejudice.

FINAL DECISION AND ORDER

It is ordered that this case shall be dismissed with prejudice.