

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Case No. 10-0401

Date of Decision:

Student v. Naugatuck Board of Education

Appearing on behalf of the Parent: *Pro se*

Appearing on behalf of the Board: Attorney Mark Sommaruga
Sullivan, Schoen, Campana & Connon, LLC
646 Prospect Avenue
Hartford, CT 06105-4286

Appearing before: Attorney Mary Elizabeth Oppenheim, Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Board has offered the Student an appropriate program, including an appropriate behavior plan.
2. Whether the Parent's proposed placement for the Student is appropriate.

SUMMARY/DISCUSSION:

The Board received this request for hearing on April 29, 2010, and a prehearing conference was convened on May 7, 2010. At the prehearing conference, the Parent confirmed that the matter had been resolved at the resolution meeting in accordance with an agreement. Pursuant to the agreement, the Parent agreed to dismiss this request for due process. The Parent was told to submit a verification of this request, but did not do so. In review of the resolution agreement signed by the Parent which was forwarded to the hearing officer by the Board, it is found that the Parent did agree to a dismissal of the action. This matter will be dismissed without prejudice, which would allow the Parent the opportunity to re-file her request at a later date.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**, *without prejudice*.