

STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

Simsbury Board of Education v. Student

Appearing on behalf of Student: Attorney Courtney P. Spencer
Law Office of Courtney P. Spencer
701 Hebron Avenue
Glastonbury, CT 06033

Appearing on behalf of the Board: Attorney Julie C. Fay
Shipman & Goodwin LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before: Attorney Janis C. Jerman, Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by the Board of Education's ("BOE") Attorney via Letter dated November 4, 2010.¹ The following issue is identified: Is BOE's occupational therapy evaluation appropriate?

The thirty-day resolution period ran through December 4 and the deadline for mailing the final decision and order is January 18, 2011.

A pre-hearing conference was scheduled for November 19. On November 18, BOE's Attorney indicated that the parties reached an agreement, that they need time to reduce the agreement to writing, that they intend to finalize the agreement within a week, and that BOE will withdraw its request for hearing upon execution of the agreement and requested that the pre-hearing conference be postponed. After fully considering the positions of the parties, the request was granted.

The pre-hearing conference was rescheduled for December 3 with the instruction that if the matter was not withdrawn by that time, the pre-hearing conference would proceed. Via e-mail dated November 30, BOE's Attorney indicated that the parties reached an agreement and that Parents had executed the settlement agreement. BOE's Attorney withdrew the request for hearing.

FINAL DECISION AND ORDER

In light of the above facts, the above-captioned case is hereby dismissed with prejudice.

¹ All dates are 2010 unless otherwise indicated.