

May 9, 2011

Final Decision and Order 11-0424

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Hartford Board of Education

Appearing on behalf of the Parent:

Attorney Alexis Highsmith
Greater Hartford Legal Aid
999 Asylum Ave., Third Floor
Hartford, CT 06105-2465

Appearing on behalf of the Board:

Attorney Melinda Kaufman
Assistant Corporation Counsel
550 Main Street
Hartford, CT 06103-2992

Appearing before:

Attorney Mary Elizabeth Oppenheim
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the Board failed to take action to identify the Student as eligible for special education;
2. Whether the Board had knowledge that the Student was a child with a disability prior to the conduct which resulted in the pending disciplinary action;
3. Whether there shall be a stay put of the expulsion until the Board conducts an expedited evaluation.

PROCEDURAL HISTORY/DISCUSSION:

This expedited request for hearing was submitted on April 29, 2011. A prehearing conference convened on May 5, 2011 at which time the parties confirmed that the matter had been resolved. Therefore, this matter will be dismissed without prejudice.

FINAL DECISION AND ORDER:

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