

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Fairfield Board of Education

Appearing on behalf of the Student: Attorney Andrew Feinstein  
86 Denison Avenue  
Mystic, CT 96355

Appearing on behalf of the District: Attorney Michelle Laubin  
Bercham, Moses & Devlin, P.C.  
75 Broad Street  
Milford, CT 06460

Appearing before: Attorney Ann F. Bird, Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES**

1. Is the Student eligible for special education and related services?
2. If so, did the Board of Education offer the Student FAPE for the 2011-12 school year?
3. If not, is the Eagle Hill Southport School appropriate for the Student?
4. If so, is the Student entitled to reimbursement for the cost of tuition at Eagle Hill Southport and for the costs of psychoeducational, audiology and speech and language evaluations?

**PROCEDURAL HISTORY**

The Student submitted a Request for Impartial Special Education Hearing dated November 8, 2011, which was received by the Fairfield Board of Education on November 8, 2011.

The Hearing Officer was assigned to the case on November 9, 2011. A telephonic prehearing conference was conducted on November 17, 2011. Counsel for each party participated in the prehearing conference. A hearing date of January 24, 2012 was scheduled in order to allow the parties sufficient time to explore settlement of the dispute.

On November 17, 2011, Counsel for the Student requested a thirty-day extension of the timeline for conducting the hearing and mailing the final decision. The purpose of the requested postponement and extension was to allow the parties an opportunity to pursue settlement of the dispute. On January 16, 2012, Counsel for the Board of Education submitted a Witness List as well as Proposed Exhibits to the Hearing Officer.

On January 21, 2012, Counsel for the Student notified the Hearing Officer that the parties had resolved the dispute and that the Student's Request for Hearing was withdrawn. The hearing was convened on January 24, 2012 as scheduled. Counsel for the Board of Education appeared at the hearing and confirmed that the parties had reached a resolution of the dispute.

**FINAL DECISION AND ORDER**

It is ordered that this case shall be dismissed.