

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Danbury Board of Education v. Student

Appearing on behalf of the Parent: Attorney Meredith Braxton
Meredith C. Braxton, Esq. LLC
280 Railroad Avenue, Suite 205
Greenwich, CT 06830

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

Appearing before: Robert L. Skelley, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

A prehearing conference had not yet occurred in this matter, however, based on the request for a due process hearing by the Danbury Board of Education ("Board"), the issues listed on the complaint were:

1. Are the Parents entitled to request an independent educational evaluation ("IEE") if the evaluator was mutually agreed upon by the Parents and the Board?
2. If the Parents are entitled to request an IEE, was the evaluation in question appropriate and sufficient to fulfill the Board's obligations under the IDEIA?

PROCEDURAL HISTORY:

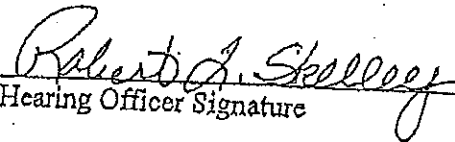
The Board filed the request for a due process hearing on July 14, 2014. A prehearing conference was scheduled for August 26, 2014. The Board made it known that they were willing to work collaboratively with the Parents to resolve the issues. Subsequently, on August 19, 2014, Counsel for the Board, through email, notified the Hearing Officer that a fully executed settlement agreement had been achieved and that the Board was withdrawing the request for due process hearing with prejudice.

FINAL DECISION AND ORDER:

The Board has requested that this matter be withdrawn with prejudice. With no further issues to be decided, this matter is DISMISSED with prejudice.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20, United States Code 1415(i)(2)(A).


Hearing Officer Signature

Robert L. Skelley, Esq.

Hearing Officer Name in Print