

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Danbury Board of Education

Appearing on behalf of the Parent: Attorney Gerry McMahon
The Law Offices of Gerry McMahon, LLC
98 Mill Plain Road, Suite B
Danbury, CT 06811

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

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

FINAL DECISION AND ORDER

ISSUES:

1. Did the Danbury Board of Education (“Board”) provide the Student with a free and appropriate public education (“FAPE”) for the school years 2012-2013, inclusive of an extended school year (“ESY”) program?
2. Did the Board provide the Student with a FAPE and ESY for the school years 2013-2014?
3. Did the Board provide the Student with a FAPE and ESY for the school years 2014-2015?
4. Does the Student require an out-of-district placement in order to receive FAPE?
5. If the answer to Issue Number 4 is YES, where is the appropriate placement for the Student?

PROCEDURAL HISTORY:

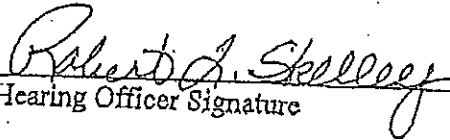
The Parents filed this complaint on August 25, 2014, with a prehearing conference held on October 7, 2014. The issues listed above were identified for hearing. An initial due process hearing date was set for October 30, 2014. The Parties continued to engage in settlement talks, and on October 13, 2014, counsel for the Parents notified the Hearing Officer that the Parents wished to withdraw the complaint without prejudice.

FINAL DECISION AND ORDER:

The Parents, through counsel, have requested that this matter be withdrawn. All previously scheduled hearing dates are cancelled. With no further issues to be decided, this matter is dismissed.

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