

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Norwalk Board of Education v. Student

Appearing on behalf of the Parent:

Kevin Coles, Esq.  
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1261 Post Road  
PO Box 577  
Fairfield, CT 06824

Appearing on behalf of the Board:

Michael McKeon, Esq.  
Pullman & Comley, LLC  
90 State House Square  
Hartford, CT 06103

Appearing before:

Sylvia Ho, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Was the Board's evaluation appropriate?
2. Is the Board obligated to fund an independent evaluation at public expense?

**PROCEDURAL HISTORY/SUMMARY:**

The Board brought the Due Process Complaint and Hearing Request on October 28, 2014. The Hearing Officer was appointed on October 29, 2014. The Hearing Officer conducted a Prehearing Conference on November 11, 2014 and a hearing was scheduled for December 11, 2014. On December 4, 2014, the Hearing Officer granted the Board's request for postponement of the hearing due to Board counsel's family emergency. The mailing date was extended to January 12, 2015 and a new hearing date was scheduled for January 9, 2015. On January 7, 2015, the Board's attorney informed the Hearing Officer that Board was withdrawing its Hearing Request.

**FINAL DECISION AND ORDER:**

The 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).

  
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Hearing Officer Signature

Sylvia Ho  
Hearing Officer          Name in Print