

June 1, 2015

Final Decision and Order 15-0451

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. New London Board of Education

Appearing on behalf of the Student: Attorney Andrew Feinstein  
Attorney at Law, LLC  
86 Denison Avenue  
Mystic, CT 06355

Appearing on behalf of the Board: Attorney Frederick Dorsey  
Kainen, Escalera and McHale, P.C.  
21 Oak Street, Suite 601  
Hartford, CT 06106

Appearing before: Attorney Brette H. Fitton  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the District deny Student a Free Appropriate Public Education ("FAPE") for the 2014-2015 academic year?
2. If the District failed to provide Student with a FAPE for the 2014-2015 academic year, what is the appropriate program for Student?

**PROCEDURAL HISTORY AND SUMMARY:**

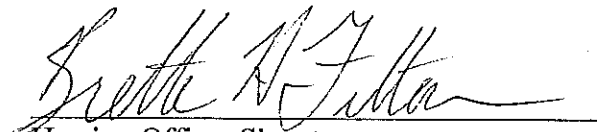
On April 14, 2015, the New London Board of Education received Student's Request for a Special Education Due Process Hearing and the undersigned Hearing Officer was appointed on April 10, 2015. During the prehearing conference held on April 21, 2015, a hearing date of June 1, 2015 was set and the deadline for the mailing of the Final Decision and Order was established as June 26, 2015. On May 19, 2015, Attorney for the Parent sent an email to the Hearing Officer indicating the matter had settled and Parents were withdrawing their hearing request.

**FINAL DECISION AND ORDER:**

In light of the above facts, the case 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

Brette H. Fitton  
Hearing Officer      Name in Print