

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Westport Board of Education

Appearing on behalf of the Parent:

Jillian Griswold, Esq.
Andrew Feinstein,
Attorney at Law, LLC
86 Denison Avenue
Mystic, CT 06355

Appearing on behalf of the Board:

Marsha Moses Esq.
Berchem, Moses & Devlin, PC
75 Broad Street
Milford, CT 06460

Appearing before:

Sylvia Ho, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board fail to promptly identify Student as being eligible for special education and related services?
2. Did the Board fail to provide Student with FAPE in the 2013-2014 and 2014-2015 school years and ESY?
3. Did the Board offer FAPE in the 2015-2016 school year?
4. Is placement at Eagle School Southport appropriate?
5. If so, should the Board be required to reimburse Parents for payment of tuition and education related services at Eagle Hill Southport?
6. Should the Board be required to reimburse Parents for their payment of the neuropsychological examination conducted by Dr. Aronson?

PROCEDURAL HISTORY/SUMMARY:

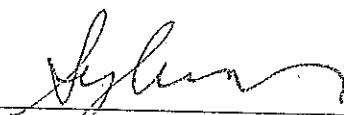
The Parent filed the Due Process Complaint and Request for Hearing on August 20, 2015. The Hearing Officer was appointed on August 21, 2015 and conducted a Prehearing Conference on September 3, 2015. The hearing was scheduled for November 6, 2015 and postponed to December 1, 2015. At the beginning of the hearing, the Parent's attorney reported to the Hearing Officer that the parties had executed a settlement agreement and that the Parent was withdrawing the Due Process Complaint with prejudice.

FINAL DECISION AND ORDER:

The 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

Sylvia Ho
Hearing Officer Name in Print