

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. East Lyme Board of Education

Appearing on behalf of the Student: Parent

Appearing on behalf of the Board: Attorney Rebecca Santiago
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103

Appearing before: Attorney Brette H. Fitton
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Did the District err when it determined that Student's conduct was not a manifestation of his disability?

PROCEDURAL HISTORY AND SUMMARY:

On March 2, 2016, the Board received a request for an Expedited Special Education Due Process Hearing filed by Parent. The Hearing Officer was appointed by the Connecticut State Department of Education on March 2, 2016. During the prehearing conference held on March 8, 2016, hearing dates of March 16, 2016 and March 23, 2016 were set and the deadline for mailing the Final Decision and Order was established as April 15, 2016. On March 11, 2016, the Parents sent an email to the Hearing Officer in which he stated he was withdrawing his request for a Special Education Due Process Hearing.

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