

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student and Fairfield Board of Education

Appearing on behalf of the Student: Mother, Pro Se

Appearing on behalf of the Board of Education: Attorney Michelle Laubin
Berchem, Moses & Devlin PC
75 Broad Street
Milford, Ct 06460

Appearing before: Attorney Ann F. Bird
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Does the Student require a therapeutic day school or a tutor?

PROCEDURAL HISTORY:

The Student requested a special education due process hearing in the above-captioned matter on December 9, 2016. This Impartial Hearing Officer was appointed to hear the case on December 12, 2017. A telephonic pre-hearing conference was convened on January 31, 2017. The Student's mother appeared on behalf of the Student and Attorney Michelle Laubin appeared on behalf of the Board of Education. The deadline for issuing the final decision is February 22, 2017.

The Student and the Board of Education agree that the Student's claim as currently stated in the request for due process is moot, in as much as the Board of Education has placed the Student in a therapeutic day school.

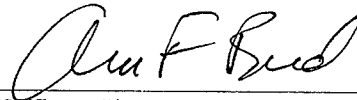
The Student requested an opportunity to submit an Amended Request for Due Process. In an Order on January 31, 2017, the Student was given until 5:00 pm on February 14, 2017 to submit an Amended Request for Due Process. The Order specified that if such an Amended Request for Due Process were not submitted on or before that day, this matter would be dismissed. The Student did not submit an Amended Request for Due Process in this matter on or before the deadline, or at all.

FINAL DECISION AND ORDER:

It is ordered that the matter is dismissed as moot.

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

ANN F BIRD

Hearing Officer

Name in Print