

August 20, 2018

Final Decision and Order 18-0539

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Enfield Board of Education v. Student

Appearing on behalf of the Student:

Parents, pro se

Appearing on behalf of the Board:

Attorney Christine Chinni
Chinni & Meuser, LLC
1 Darling Dr.
Avon, CT 06001

Appearing Before:

Attorney Susan Dixon
Hearing Officer

FINAL DECISION AND ORDER

ISSUE:

Whether the Board's Functional Behavior Assessment of the Student was appropriate or are the parents entitled to an independent Functional Behavior Assessment to be paid for at the District's expense?

PROCEDURAL BACKGROUND:

Counsel for the Board filed this Request for Due Process Hearing on June 20, 2018. The Hearing Officer was assigned on June 21, 2018. A Prehearing Conference was scheduled, and held on June 29, 2018, at which time a hearing date of August 15, 2018 was set. A hearing was held on August 15, 2018 with both parties in attendance. Neither party provided exhibits or a witness list five (5) days prior to the hearing in compliance with the Orders issued at the Prehearing Conference. The Parents made a Motion to Dismiss the Board's Hearing Request which was granted.

FINAL DECISION AND ORDER:

The case is DISMISSED without prejudice.