

September 7, 2018

Final Decision and Order 19-0040

**STATE OF CONNECTICUT  
DEPARTMENT OF EDUCATION**

Student v. Stamford Board of Education

Appearing on behalf of the Parent:

Pro Se

Appearing on behalf of the Board:

Attorney Marsha Moses  
Berchem, Moses & Devlin, P.C.  
75 Broad Street  
Milford, Connecticut 06460

Appearing before:

Jane Ford Shaw, Esq.  
Hearing Officer

**FINAL DECISION AND ORDER**

**ISSUES:**

1. Did the Board violate the Student's rights under the Individuals with Disabilities Education Act ("IDEA") by failing to offer Student a free appropriate public education ("FAPE") for the 2018-19 school year?
2. If the Board did not offer Student FAPE for 2018-19 school year commencing, is Winston Prep the appropriate program?
3. If the Board did not offer Student FAPE for 2018-19 school year should Student be reimbursed for the tuition and related expenses of Winston Prep?
4. Is Student entitled to compensatory damages?

**PROCEDURAL HISTORY/SUMMARY:**

The Parents filed the Due Process Hearing Complaint on July 17, 2018. The Hearing Officer was appointed on July 24, 2018. A Pre-Hearing Conference was held on July 23, 2018. The Parents withdrew their complaint with prejudice on July 24, 2018.

**FINAL DECISION AND ORDER:**

The matter is DISMISSED without prejudice.