

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. New Canaan Board of Education

Appearing on behalf of the Student: Attorney Lawrence Berliner
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1720 Post Road East, Suite 214-E
Westport, CT 06880

Appearing on behalf of the Board: Attorney Andreana Bellach
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300 Atlantic Street
Stamford, CT 06901

Appearing before: Jane Ford Shaw, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board violate Student's rights under the Individuals with Disabilities Education Act ("IDEA") by denying Student a free appropriate public education ("FAPE") either procedurally or substantively, for the 2018-19 school year?
2. If the Board did not provide Student FAPE for 2018-19 is the Winston Prep the appropriate program?
3. Is compensatory education an appropriate remedy?

PROCEDURAL HISTORY/SUMMARY:

The Student is entitled to receive a free and appropriate public education in the least restrictive environment as defined in the Individuals with Disabilities Education Improvement Act ("IDEA") §20 U. S. C. 1401 et seq. and Connecticut General Statutes §10-76a et seq.

The Parents filed the Due Process Hearing Complaint on October 3, 2018. The Hearing Officer was appointed on October 9, 2018. A Pre-Hearing conference was held on November 1, 2019. The Parents withdrew their complaint without prejudice on February 28, 2019.

FINAL DECISION AND ORDER:

The matter is DISMISSED with prejudice.