

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student and Trumbull Board of Education

Appearing on behalf of the Student:

Attorney Lawrence W. Berliner
Law Office of Lawrence Berliner LLC
1720 Post Road East, Suite 214E
Westport, CT 06880

Appearing on behalf of the Board:

Attorney Christine Sullivan
Berchem Moses, P.C.
75 Broad Street
Milford, CT 06460

Appearing before:

Attorney Ann F. Bird
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

The following issues have been identified for determination at the hearing:

1. Did the Board of Education offer the Student a Free Appropriate Public Education for the 2018/2019 School Year, including 2019 ESY and/or the 2019/2020 School Year, including 2020 ESY?
2. If not, is the Forman School appropriate for the Student?
3. If the Board of Education did not offer the Student a Free Appropriate Public Education for the 2018/2019 School Year, including 2019 ESY and/or the 2019/2020 School Year, including 2020 ESY and the Forman School is appropriate for the Student, is the Student entitled to reimbursed for the expense of attending the Forman School, including transportation expense?
4. If the Board of Education did not offer the Student a Free Appropriate Public Education for the 2018/2019 School Year, including 2019 ESY and/or the 2019/2020 School Year, including 2020 ESY, is the Student entitled to compensatory education services?
5. If the Board of Education did not offer the Student a Free Appropriate Public Education for the 2018/2019 School Year, including 2019 ESY and/or the 2019/2020 School Year, including 2020 ESY, is the Student entitled to reimbursement for private evaluations obtained at her parents' expense?

PROCEDURAL HISTORY:

The Student initiated this special education due process case on May 22, 2020. This Impartial Hearing Officer was assigned to the case on May 26, 2020. A Prehearing Conference was convened on June 24, 2020. Attorney Lawrence Berliner appeared on behalf of the Student and Attorney Christine Sullivan appeared on behalf of the Board of Education. It was established that the deadline for filing the final decision in this case was August 5, 2020. An evidentiary hearing via videoconference was scheduled for August 12, 2020 and/or August 14, 2020.

On June 24, 2020 the Student requested a postponement and extension of the timelines to conduct the hearing and to file the final decision in this case to September 4, 2020. The purpose of the requested postponement and extension was to accommodate the hearing schedule. The Board of Education agreed to the requested postponement and it was granted.

On August 27, 2020, the Student reported that the matter had been resolved and requested that the matter be dismissed with prejudice.

FINAL DECISION AND ORDER:

The Student's request is granted and the matter is dismissed with prejudice.