

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Weston Board of Education

Appearing on behalf of the Parent:

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

Appearing on behalf of the Board:

Attorney Marsha Moses
Berchem & Moses
75 Broad Street
Milford, CT 06460

Appearing before:

Jane Ford Shaw, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the Board fail to offer the Student a Free and Appropriate Public Education for the 2020-21 school year, including ESY?
2. If so, is placement to the Villa Maria school appropriate?
3. Did the procedural violation of the IDEA as set forth in the request for due process dated September 6, 2020, result in a denial of FAPE?
4. Is Compensatory education appropriate?

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 September 16, 2020. The Hearing Officer was appointed on September 16, 2020. At the pre-hearing conference was held on September 24, 2020 a hearing was scheduled for November 4, 2020 and the date for the final memorandum of decision was set for November 27, 2020. Upon Motion by the parties, the date for the mailing

January 25, 2021

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of the final memorandum of decision was extended from January 27, 2021 pursuant to Executive Order 7-M. A Hearing was set for January 7, 2021. The Parents withdrew their complaint on December 30, 2020.

FINAL DECISION AND ORDER:

The matter is DISMISSED.