

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. Colchester Board of Education

Appearing on behalf of the Parent:

Andrew Feinstein, Esq.
Feinstein Education Law Group
86 Denison Avenue
Mystic, CT 06355

Appearing on behalf of the District:

Leander A. Dolphin, Esq.
Shipman & Goodwin, LLP
One Constitution Plaza
Hartford, CT 06103-1919

Appearing before:

Patrick L. Kennedy, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Did the District deny the Student FAPE for the 2020-21 school year by failing to offer him an appropriate placement?
2. If the District has denied FAPE to the Student, is Hubbard Day an appropriate placement for the Student?
3. If there has been a denial of FAPE and the program at Hubbard Day is appropriate, should the District be ordered to place the Student at Hubbard Day?

SUMMARY AND PROCEDURAL HISTORY:

Case 21-0147 was commenced by the Parents by request received by the District on October 14, 2020. A prehearing conference was held on October 22, 2020. At the prehearing conference, hearings dates were set for November 19, 2020; November 30, 2020 and December 2, 2020 and the decision date was determined to be December 28, 2020. The hearings were subsequently cancelled.

On November 23, 2020, the undersigned hearing officer was advised by the attorney for the Parents that the parties had reached a resolution and that the matter was being withdrawn with prejudice.

FINAL DECISION AND ORDER:

The matter is dismissed with prejudice.