

July 13, 2021

Final Decision and Order 21-0288

**STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION**

Student v. New Canaan Board of Education

Appearing on behalf of the Parents: Attorney Jeffrey Forte
Forte Law Group, LLC
One Enterprise Drive, Suite 410
New Canaan, CT 06484

Appearing on behalf of the Board: Attorney Andreana Bellach
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300 Atlantic Street
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Appearing before: Raymond J. Rigat, Esq.
Hearing Officer

FINAL DECISION AND ORDER

ISSUES:

1. Whether the District's proposed change of placement made at the March 18, 2021 PPT is appropriate?
2. Whether the Student should remain within his current IEP and placement due to his making measurable progress within the least restrictive environment?
3. If not, whether another placement that has not yet been proposed for the Student should be developed and proposed?

PROCEDURAL HISTORY/SUMMARY:

The Guardians brought their Hearing Request on March 23, 2021. The Hearing Officer was appointed that same date. A Prehearing Telephone Conference took place on April 1, 2021. A hearing on the matter was subsequently scheduled for June 4, 2021. The mailing date was extended upon request until August 6, 2021, and a hearing was scheduled for July 28, 2021.

On July 9, 2021, the Guardians informed the Hearing Officer that they were withdrawing their request for a Due Process Hearing with prejudice.

FINAL DECISION AND ORDER:

The matter is **DISMISSED**.