

**BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF OREGON
for the
OREGON DEPARTMENT OF EDUCATION**

IN THE MATTER OF:THE) **FINAL ORDER**
EDUCATION OF)
) OAH Case No. 2019-ABC-03227
J.S. AND EUGENE SCHOOL) Agency Case No. DP 19-110
DISTRICT 4J

HISTORY OF THE CASE

1. On October 21, 2019, Kimberly Sherman, attorney at law, filed a Due Process Complaint with the Oregon Department of Education (ODE) on behalf of Student J.S. and Student's parent. ODE subsequently referred the request to the Office of Administrative Hearings (OAH). The OAH assigned the case to Administrative Law Judge (ALJ) Jessica E. Toth for hearing.

2. On November 7, 2019, Ms. Sherman notified the OAH, via email which included Rich Cohn-Lee, legal counsel for the Eugene School District 4J, that the parties had reached a final resolution and requested that OAH issue a final order dismissing the matter.

ORDER

The October 21, 2019 Due Process Complaint in the above-captioned matter is **DISMISSED** with prejudice and all upcoming dates associated with the matter have been vacated by the OAH.

Jessica E. Toth

Administrative Law Judge
Office of Administrative Hearings

APPEAL PROCEDURE

NOTICE TO ALL PARTIES: If you are dissatisfied with this Order you may, within 90 days after the mailing date on this Order, commence a nonjury civil action in any state court of competent jurisdiction, ORS 343.175, or in the United States District Court, 20 U.S.C. § 1415(i)(2). Failure to request review within the time allowed will result in **LOSS OF YOUR RIGHT TO APPEAL FROM THIS ORDER.**

ENTERED at Salem, Oregon this 8th day of November, 2019, with copies mailed to:

Jan Burgoyne, Oregon Department of Education, Public Services Building, 255 Capitol Street
NE, Salem, OR 97310-0203.

CERTIFICATE OF MAILING

On November 8, 2019, I mailed the foregoing FINAL ORDER issued on this date in OAH Case No. 2019-ABC-03227.

By: First Class and Certified Mail

Parent(s) of Student
755 Nottingham Ave
Eugene OR 97404

Kim Sherman
Attorney at Law
Education, Environmental & Estate Law
PO Box 728
Eugene OR 97440

By: Electronic Mail

Elliot Field
Agency Representative
Department of Education
255 Capitol St NE
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Anesia N Valihov
Hearing Coordinator