

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

IN THE MATTER OF:THE) **FINAL ORDER OF DISMISSAL**
EDUCATION OF)
) OAH Case No. 2021-ABC-04937
I.T. AND PORTLAND SCHOOL) Agency Case No. DP 21-110
DISTRICT 1J)

FINDINGS OF FACT

(1) On September 30, 2021, attorney Dianne Wiscarson filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of Parents and Student.

(2) On October 4, 2021, the Department of Education referred the hearing request to the Office of Administrative Hearings (OAH). The OAH assigned Administrative Law Judge (ALJ) C. Meerdink to preside over the hearing in this matter.

(3) On November 25, 2022, Ms. Wiscarson notified the OAH that they wished to withdraw the hearing request based on resolution of all issues in the due process complaint.

ORDER

The Parent's September 30, 2022 request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

C. Meerdink
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 30th day of November, 2022, with copies mailed to:

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

CERTIFICATE OF MAILING

On November 30, 2022, I mailed the foregoing Final Order of Dismissal in OAH Case No. 2021-ABC-04937 to the following parties.

By: Certified Mail

Parent(s) of Student
4754 SW Admiral St
Portland OR 97221

Diane Wiscarson, Attorney at Law
Wiscarson Law PC
3330 NW Yeon Avenue, Suite 240
Portland OR 97210

Guadalupe Guerrero
Superintendent of Schools
501 N Dixon St
Portland OR 97227

Brian Baker, Attorney at Law
501 N. Dixon St.
Portland OR 97227

Erin M. Burris, Attorney at Law
Miller Nash LLP
111 SW Fifth Ave, Ste 3400
Portland OR 97204

BY ELECTRONIC MAIL:

Mike Franklin, Legal Specialist
Department of Education
255 Capitol Street NE
Salem, OR 97310-0203

Lucy M Garcia
Hearing Coordinator
Office of Administrative Hearings