BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF OREGON
for the
SUPERINTENDENT OF PUBLIC INSTRUCTION

IN THE MATTER OF THE EDUCATION OF	)	**FINAL ORDER OF DISMISSAL**
	)	
Student and Salem-Keizer School District	)	Case No. DP 11-119
	)	

FINDINGS OF FACT

(1) On July 25, 2011, Student's Parents filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of Student.

(2) On August 31, 2011, Senior Administrative Law Judge Joe L. Allen held a prehearing conference. At the conference, the parties informed ALJ Allen that mediation in this matter was scheduled for September 20, 2011.

(3) On November 10, 2011, ALJ Allen held a status conference to determine whether any issues remained for hearing after mediation. At the conference, counsel for both parties represented they had reached a tentative agreement. Counsel for Parents, Diane Wiscarson, indicated Parents intended to withdraw the hearing request once all parties had signed the settlement agreement.

(4) On November 17, 2011, Parents notified the Office of Administrative Hearings, via email, that they wished to withdraw the hearing request with prejudice.

ORDER

The July 25, 2011 request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

Joe L. Allen, Senior 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 23rd day of November, 2011 with copies mailed to:

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