

**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 Ashland School District    ) Case No. DP 12-110  
  )

**FINDINGS OF FACT**

(1) On August 20, 2012, Parent filed a request for a due process hearing. On August 22, 2012, the Oregon Department of Education referred the request to the Office of Administrative Hearings.

(2) A Pre-Hearing Conference was scheduled for September 20, 2012. On September 12, 2012, Parent advised that the matter was settled. Parent requested that the due process hearing request be dismissed with prejudice.

**ORDER**

The Parent's request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

/s/ Denise Marie  
McGorin  
\_\_\_\_\_  
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 18th day of September, 2012 with copies mailed to:

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

## CERTIFICATE OF SERVICE

On this 18th day of September, 2012, I served a copy of the Final Order of Dismissal for Case No. DP 12-110 on the following:

FIRST CLASS MAIL:

Parent(s) of Student  
2007 Colestin Road  
Ashland, OR 97520

Andrea L. Hungerford, AAL  
Hungerford Law Firm LLP  
PO Box 3010  
Oregon City, OR 97045

Juli Di Chiro, Superintendent  
Ashland School District  
885 Siskiyou Blvd.  
Ashland, OR 97520-2197

BY SHUTTLE MAIL:

Claudette Rushing, Legal Specialist  
Oregon Department of Education  
255 Capitol Street NE  
Salem, OR 97310

/s/Joanne Call  
Hearing Coordinator