

**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**  
  )  
K.S. and Salem-Keizer School District     ) Case No. DP 10-117  
  )

**FINDINGS OF FACT**

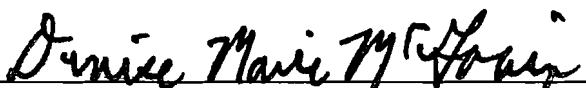
(1) On July 30, 2010, Parent filed a request for a due process hearing. On August 2, 2010, the Oregon Department of Education referred the request to the Office of Administrative Hearings (“OAH”).

(2) On October 15, 2010, Administrative Law Judge (“ALJ”) McGorin held a Pre-Hearing Conference via telephone. Counsel for Parent, Diane Wiscarson, and counsel for the Salem-Keizer School District, Paul Dakopolos, attended. Counsel advised that they were pursuing settlement discussions. ALJ McGorin scheduled a further Pre-Hearing Conference for October 22, 2010.

(3) On October 21, 2010, Ms. Wiscarson sent an email to the OAH. In the email, Ms. Wiscarson stated that Parent and the Salem-Keizer School District reached resolution of the matter. Ms. Wiscarson requested that Parent’s due process hearing request be dismissed.

**ORDER**

Parent’s request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

  
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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 22nd day of October, 2010 with copies mailed to:

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