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 Gresham-Barlow School District)))	Case No. DP 11-105

FINDINGS OF FACT

- (1) On February 1, 2011, Lynn Haxton, Attorney at Law, filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of Student and Parent.
- (2) On March 21, 2011, Ms. Haxton notified the Office of Administrative Hearings, in writing, that the parties had reached a settlement agreement through formal mediation. Ms. Haxton therefore requested that the due-process hearing be cancelled. Because no issues remain to be resolved, a contested case proceeding no longer is required.

ORDER

The February 1, 2011 request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

John Mann, 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 1st day of April, 2011 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 1st day of April, 2011, I served a copy of the Final Order of Dismissal for Case No. DP 11-105

FIRST CLASS MAIL:

Parent(s) of Student 2350 SW 257th Avenue, Apt. E101 Troutdale, OR 97060

Lynn Haxton, AAL Youth, Rights & Justice 401 NE 19th Avenue Portland, OR 97232

Paul Dakopolos, AAL Garrett Hemann Robertson PC PO Box 749 Salem, OR 97308

Jim Schlachter, Superintendent Gresham-Barlow School District 1331 NW Eastman Parkway Gresham, OR 97030-3825

BY SHUTTLE MAIL:

Ty Manieri, Legal Specialist

Oregon Department of Education
255 Capitol Street NE
Salem, OR 97310

Joanne Call, Hearings Coordinator Office of Administrative Hearings