

**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 Portland Public School District   ) Case No. DP 11-129  
  )

**FINDINGS OF FACT**

(1) On October 11, 2011, Parents filed a request for a due process hearing. On October 12, 2011, the Oregon Department of Education referred the request to the Office of Administrative Hearings (“OAH”).

(2) On November 14, 2010, Administrative Law Judge (“ALJ”) McGorin held a Pre-Hearing Conference via telephone. Counsel for Parent, Lana L. Traynor, and counsel for the Portland Public School District, Suzy Harris, attended. Counsel advised that they were pursuing mediation. ALJ McGorin scheduled a further Pre-Hearing Conferences for November 22, 2011. On November 20, 2011, the parties advised that the case settled at mediation on November 16, 2011. The parties stated that they would advise the OAH when the settlement agreement was finalized. On January 11, 2012, the parties told the OAH that the agreement was complete, and that Parents were withdrawing their request for a due process hearing

**ORDER**

Parents’ request for a due process hearing has been withdrawn and the case is dismissed with prejudice.



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 12th day of January, 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 12th day of January, 2012, I served a copy of the Final Order of Dismissal for Case No. DP 11-129 on the following:

FIRST CLASS MAIL:

Parent(s) of Student  
3340 SE Harold Court  
Portland, OR 97214


Lana L. Traynor, AAL  
Lana L. Traynor LLC  
6950 SW Hampton Street, Suite 336  
Tigard, OR 97223

Suzy Harris, AAL  
501 N. Dixon Street  
Portland, OR 97227

Carole Smith, Superintendent  
Portland Public School District  
PO Box 3107  
Portland, OR 97208-3107

BY SHUTTLE MAIL:

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

  
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Joanne Call, Hearings Coordinator  
Office of Administrative Hearings