

**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 Jewell School District        )     Case No. DP 12-108E  
   )

**FINDINGS OF FACT**

(1) On August 1, 2012, Parent filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of B.G. (Student).

(2) On August 20, 2012, Senior Administrative Law Judge (ALJ) Joe L. Allen held a prehearing conference. At the conference, the ALJ informed counsel for the District and Parent that this case was designated "expedited" for hearing purposes. Counsel for both parties informed the ALJ that mediation was set for September 13, 2012. The ALJ set this matter for hearing on September 24 through October 1, 2012.

(3) On or about September 14, 2012, Parent, through counsel Diane Wiscarson, notified the Office of Administrative Hearings that the parties had reached a settlement and that Parent wished to withdraw the hearing request.

**ORDER**

The September 24, 2012 request for a due process hearing has been withdrawn and the case is dismissed with prejudice.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 19th 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 19th day of September 2012, I served a copy of the Final Order of Dismissal in Case No. DP 12-108E on the following:

BY FIRST CLASS MAIL:

Parent(s) of Student  
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