

BEFORE THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

In the Matter of Forest Grove School)
District # 15)
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)
)

**ORDER PERMANENTLY
WITHDRAWING FINAL ORDER
Case No. 14-054-013**

On March 21, 2014, the Oregon Department of Education (Department) received a written request for a special education complaint investigation from the parent (Parent) of a student (Student) residing in the Forest-Grove School District 15 (District). The Parent requested that the Department conduct a special education investigation under OAR 581-015-2030. The request alleged that the District had failed to provide a Free Appropriate Public Education (FAPE) by failing to implement specific provisions of an order issued in Due Process Hearing 11-131 related to driver education training.

The Department conducted its investigation and issued its order for Case Number 14-054-013 on May 20, 2014, within the 60 day deadline for completing an investigation and issuing an order. OAR 581-015-2030. The investigation and May 20, 2014, order concluded that the District had failed to provide driver education training as alleged.

During the investigation period, the District had appealed the order issued in Due Process Hearing 11-131 to the U.S. District Court of Oregon (Court). On June 9, 2014, the Court issued an order that affirmed in part and reversed in part Due Process order 11-131. Specifically, the U.S. District Court held that driver's education training was not an appropriate remedy for the Student and the Judge reversed this portion of the administrative order.

As a result of the Court's conclusions, the Oregon Department of Education hereby permanently withdraws Final Order 14-054-013.

Dated this 29th day of August 2014



Sarah Drinkwater, Ph.D.
Assistant Superintendent
Office of Learning/Student Services

Mailing Date: August 29, 2014