BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS STATE OF OREGON for the SUPERINTENDENT OF PUBLIC INSTRUCTION

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IN THE MATTER OF THE EDUCATION OF

STUDENT AND LINCOLN COUNTY SCHOOL DISTRICT FINAL ORDER OF DISMISSAL

Case No. DP 14-103

FINDINGS OF FACT

(1) On April 4, 2014 Parent filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of M.P. (Student).

(2) On April 7, 2014, the Department of Education referred the hearing request for the Office of Administrative Hearings (OAH). The OAH assigned Senior Administrative Law Judge (ALJ) A. Bernadette House to preside over the hearing in this matter.

(3) On or about May 5, 2014, prior to the prehearing conference, Parent notified the Office of Administrative Hearings that the parties had reached a settlement and that Parent wished to withdraw the hearing request.

ORDER

The April 4, 2014 request for a due process hearing has been withdrawn and the case is dismissed with prejudice.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 May 8, 2014 with copies mailed to:

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

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing FINAL ORDER OF DISMISSAL in Case No. DP 14-103 on the foregoing parties on the 8th day of May 2014 by depositing a copy of said document in a sealed envelope in the United States Mail at Salem, Oregon, with the postage thereon fully prepaid, and addressed to:

Parent(s) of MP 115 NE Golf Course Drive Newport, OR 97365

Richard G. Cohn-Lee Attorney at Law Hungerford Law Firm LLP PO Box 3010 Oregon City, OR 97045

Tom Rinearson, Superintendent Lincoln County School District PO Box 1110 Newport, OR 97365-0088

Claudette Rushing, Legal Specialist Department of Education 255 Capitol Street NE Salem, OR 97310-0203

Ryan Clark Hearings Coordinator Office of Administrative Hearings