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 Sherwood School District

) OAH Case No. 2017-ABC-01073

) Agency Case No. DP 17-131

FINDINGS OF FACT

(1) On November 1, 2017, Parents filed a request for a due process hearing. On that same date, the Oregon Department of Education referred the request to the Office of Administrative Hearings ("OAH").

(2) On November 9, 2017, Parents waived the resolution session and moved to extend the deadline for a final due process hearing order to be issued so the parties could mediate the case. Counsel for the District, Richard Cohn-Lee, did not oppose the motion, and ALJ D. McGorrin granted it. The parties settled the case at mediation on December 5, 2017. On that same date, Parents withdrew their due process hearing request with prejudice.

ORDER

Parents' request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

Denise M. McGorrin 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 20th day of December, 2017 with copies mailed to:

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

CERTIFICATE OF MAILING

On December 20, 2017 I mailed the foregoing FINAL ORDER OF DISMISSAL in OAH Case No. 2017-ABC-01073 to the following parties.

By: First Class Mail

Parent(s) of Student 16934 SW Roosevelt St Sherwood OR 97140

Heather Cordie, Superintendent Sherwood School District 88J 23295 SW Main St Sherwood OR 97140

Rich Cohn Lee The Hungerford Law Firm PO Box 3010 Oregon City OR 97045

BY ELECTRONIC MAIL:

Elliot Field, Legal Specialist Department of Education 255 Capitol Street NE Salem, OR 97310-0203

Ryan Clark for Lucy M Garcia Hearing Coordinator Office of Administrative Hearings