

**BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF OREGON  
for the  
OREGON DEPARTMENT OF EDUCATION**

IN THE MATTER OF:THE EDUCATION	)	<b>FINAL ORDER OF DISMISSAL</b>
OF	)	
	)	
<b>STUDENT AND NORTH CLACKAMAS</b>	)	OAH Case No. 2018-ABC-01323
<b>SCHOOL DISTRICT 12</b>	)	Agency Case No. DP 18-104
	)	

**FINDINGS OF FACT**

- (1) On February 7, 2018 Parent filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of Student.
- (2) On February 7, 2018, the Department of Education referred the hearing request to the Office of Administrative Hearings (OAH). The OAH assigned Senior Administrative Law Judge (ALJ) Joe L. Allen to preside over the hearing in this matter.
- (3) On March 22, 2018, Parent filed an Amended Due Process Complaint with the OAH.
- (4) On April 17, 2018, Parent, through counsel, notified the OAH that she wished to withdraw the hearing request due to resolution of all issues after successful mediation.

**ORDER**

The March 22, 2018 amended request for a due process hearing has been withdrawn and the case is dismissed with prejudice.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 25th day of April, 2018, 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 April 25, 2018 I mailed the foregoing Final Order of Dismissal in OAH Case No. 2018-ABC-01323 to the following parties.

By: First Class Mail

Parent(s) of Student  
13710 SE 145th Ave  
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Diane Wiscarson, Attorney at Law  
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Matt Utterback, Superintendent  
North Clackamas School District 12  
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**BY ELECTRONIC MAIL:**

Elliot Field, Legal Specialist  
Department of Education  
255 Capitol Street NE  
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Lucy M Garcia  
Hearing Coordinator  
Office of Administrative Hearings