

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

IN THE MATTER OF:THE EDUCATION OF G.H. AND CANBY SCHOOL DISTRICT 86) FINAL ORDER)) OAH Case No. 2019-ABC-02663) Agency Case No. DP 19-106
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FINDINGS OF FACT

1. On April 15, 2019, Diane Wiscarson, attorney at law, filed a Request for Due Process Hearing with the Oregon Department of Education (ODE) on behalf of Student and Parents. ODE subsequently referred the request to the Office of Administrative Hearings (OAH). The OAH assigned the case to Administrative Law Judge (ALJ) C. Meerdink.

2. On May 24, 2019, ALJ Meerdink held a prehearing conference, with Ms. Wiscarson representing Student and Parents, and attorney Joel Hungerford representing the District. During the PHC, the parties notified the ALJ that mediation was scheduled for June 26, 2019. The parties agreed to schedule a hearing for October 7 through 11, 2019, and to extend the 45-day deadline to issue a final order in this case to February 1, 2020.

3. On August 6, 2019, both parties notified the OAH via email that they had executed a settlement agreement resolving all matters in this case.. Ms. Wiscarson, therefore, requested that Student's Request for Due Process Hearing be dismissed with prejudice.

ORDER

Student's April 15, 2019 Request for Due Process Hearing in the above-captioned matter is **DISMISSED** with prejudice.

C. Meerdink
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 8th day of August, 2019, 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 August 8, 2019 I mailed the foregoing FINAL ORDER in OAH Case No. 2019-ABC-02663 to the following parties.

BY CERTIFIED MAIL:

Parent(s) of Student
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Hearing Coordinator
Office of Administrative Hearings