

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

IN THE MATTER OF: THE EDUCATION OF STUDENT AND LINCOLN COUNTY SCHOOL DISTRICT))))))	FINAL ORDER OF DISMISSAL OAH Case No. 2022-ABC-05266 Agency Case No. DP 22-106
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FINDINGS OF FACT

- (1) On March 31, 2022, Lincoln County School District (District) filed a request for a due process hearing with the State Superintendent of Public Instruction.
- (2) On April 1, 2022, the Department of Education referred the hearing request to the Office of Administrative Hearings (OAH). The OAH assigned Senior Administrative Law Judge (ALJ) Joe Allen to preside over the hearing in this matter.
- (3) On April 12, 2022, the District submitted a written request asking that a different ALJ be assigned to the matter. On April 19, 2022, the OAH granted the District’s request and reassigned the matter to ALJ Carey Meerdink.
- (4) On May 26, 2022, the OAH reassigned the matter to Senior ALJ Alison G. Webster. On June 9, 2022, Student submitted a written request asking that a different ALJ be assigned to the matter. On June 17, 2022, the OAH granted Student’s request and reassigned the matter to Senior ALJ Kate Triana.
- (5) On July 18, 2022, the District notified the OAH that it wished to withdraw the hearing requested based on resolution of all issues in the due process complaint.

ORDER

The March 31, 2022, request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

Kate Triana
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 21th day of July, 2022, 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 July 21, 2022, I mailed the foregoing FINAL ORDER OF DISMISSAL issued on this date in OAH Case No. 2022-ABC-05266.

By: Certified Mail

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