

**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)	Case No. DP 13-109
DISTRICT)	

FINDINGS OF FACT

(1) On July 3, 2013, Parents filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of K.L. (Student).

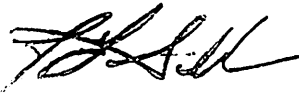
(2) On July 8, 2013, the Department of Education referred the hearing request for the Office of Administrative Hearings (OAH). The OAH assigned Senior Administrative Law Judge (ALJ) Joe L. Allen to preside over the hearing in this matter.

(3) On August 6, 2013, Sr. ALJ Bernadette House held a prehearing conference on behalf of Sr. ALJ Allen. Jill Gibson Odell, counsel for Parent, and Rich Cohn-Lee, counsel for the District, participated in the conference. At the conference, counsel for both parties informed the ALJ that mediation was set for August 15, 2013. The ALJ set this matter for hearing on October 28 through 30, 2013.

(4) On or about September 3, 2013, Parents, through counsel Jill Gibson Odell, notified the Office of Administrative Hearings that the parties had reached a settlement and that Parents wished to withdraw the hearing request.

ORDER

The July 3, 2013 request for a due process hearing has been withdrawn and the case is dismissed with prejudice.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 4th Day of September 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 on Dismissal in Case No. DP 13-109 on the foregoing parties on the 4th day of September 2013 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 KL
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Carol Buntjer
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