

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

IN THE MATTER OF:THE EDUCATION OF  <b>A.C. AND PORTLAND SCHOOL DISTRICT 1J</b>	) <b>FINAL ORDER</b> ) ) OAH Case No. 2020-ABC-03823 ) Agency Case No. DP-110
---	--

**FINDINGS OF FACT**

1. On June 3, 2020, attorney Christine Furrer filed a Request for Due Process Hearing with the Oregon Department of Education (ODE) on behalf of Student and Parents. On June 3, 2020, ODE referred the request to the Office of Administrative Hearings (OAH). The OAH assigned the case to Administrative Law Judge (ALJ) C. Meerdink.

2. On July 9, 2020, ALJ Meerdink held a prehearing conference (PHC), with Ms. Furrer representing Student and Parents. Parents also participated in the PHC. Mr. Taylor Richman represented the School District. Brian Baker and Mary Mertz also participated for the School District. At the request of both parties, ALJ Meerdink extended the due date for the final order in this case. The parties agreed to hold another PHC to allow for additional time for Ms. Furrer to file an amended hearing request.

3. On July 16, 2020, Ms. Furrer filed an Amended Request for Due Process Hearing with ODE. ODE subsequently forwarded on the amended request to OAH.

4. On July 23, 2020, ALJ Meerdink held another PHC, with Ms. Furrer representing Student and Parents. Parents also participated in the PHC. Mr. Richman represented the School District. Mr. Baker and Ms. Mertz also participated for the School District. The parties agreed to hold a hearing via video conference October 19 through 23, 2020.

5. On October 16, 2020, ALJ Meerdink convened another PHC at the request of the parties. Ms. Furrer and Mr. Richman both requested to cancel the scheduled hearing because the parties had almost completed a settlement agreement. ALJ Meerdink cancelled the hearing.

6. On November 2, 2020, Ms. Furrer emailed the OAH a motion to dismiss the amended request with prejudice, as the parties had executed a mediated agreement in the case.

///

///

## ORDER

The July 16, 2020 Amended 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 4th day of November, 2020, with copies mailed to:

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

**CERTIFICATE OF MAILING**

On November 4, 2020 I mailed the foregoing **FINAL ORDER** in OAH Case No. 2020-ABC-03823 to the following parties.

**BY: CERTIFIED MAIL:**

Parent(s) of Student  
4143 NE 74th Avenue  
Portland OR 97218

Christine Furrer  
Attorney at Law  
Alderwood Legal, PC  
205 SE Spokane Street, Suite 300  
Portland OR 97202

Guadalupe Guerrero  
Superintendent  
Portland School District 1J  
PO Box 3107  
Portland OR 97208

Taylor D. Richman  
Attorney at Law  
Miller Nash Graham & Dunn LLP  
3400 U.S. Bancorp Tower  
111 S.W. Fifth Avenue  
Portland OR 97204

**BY ELECTRONIC MAIL:**

Mike Franklin  
Legal Specialist  
Department of Education  
255 Capitol Street NE  
Salem, OR 97310-0203

Anesia N Valihov  
Hearing Coordinator  
Office of Administrative Hearings