

**DC OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION
OFFICE OF COMPLIANCE & REVIEW
STATE ENFORCEMENT & INVESTIGATION DIVISION
STUDENT HEARING OFFICE**

CONFIDENTIAL

Jane Dolkart, Due Process Hearing Officer
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HEARING OFFICER'S DETERMINATION

IN THE MATTER OF:)
)
DOB) **DATE OF HEARING**
) February 5, 2009
Petitioner,)
) **DATE OF COMPLAINT**
V.) January 12, 2009
)
The District of Columbia) **ATTENDING SCHOOL:**
Public Schools,)
Respondent)

COUNSEL FOR PARENT/STUDENT: Chike Ojeabunwu
6495 New Hampshire Avenue
Hyattsville, MD 20783

COUNSEL FOR DCPS: Harsharen Bhuller
Office of the General Counsel
825 North Capitol Street, N.E., 9th Fl.
Washington, D.C. 20002-4232

HEARING OFFICER'S DECISION AND ORDER

This is a child find case in which Petitioner alleges that DCPS failed to evaluate the student to determine eligibility for special education. On January 26, 2009, the Chancellor's office faxed a letter to Petitioner authorizing independent evaluations requested by Petitioner at DCPS expense. The hearing convened and it was agreed by the parties that further action concerning the student's eligibility would need to await completion of the evaluations. The parties agreed that DCPS would convene an MDT meeting to review the evaluations and determine eligibility no later than 15 business days from receipt of the last evaluation by DCPS. The evaluations are to be sent to the SEC at Raymond ES.

Therefore, it is hereby **ORDERED** that DCPS shall convene an MDT meeting to review the evaluations and determine eligibility no later than 15 business days from receipt by the SEC at Raymond ES of the last of the evaluations.

This is the final administrative decision in this matter. Appeals on legal grounds may be made to a court of competent jurisdiction within 90 days of the rendering of this decision.

/s/ Jane Dolkart
Impartial Hearing Officer

Date Filed: February 7, 2009