

THE STATE OF NEW HAMPSHIRE  
DEPARTMENT OF EDUCATION  
IDPH FY 07-12-034 / School District

ORDER CLOSING CASE ON ASSENTED MOTION FOR SUMMARY  
JUDGMENT

This matter was scheduled for due process hearing after receipt of a PARENT(S) FORM TO REQUEST AN ADMINISTRATIVE DUE PROCESS HEARING at the Department of Education on December 7, 2006. The stated issue was Parent's request for a due process hearing on placement at a particular school. Mediation was not scheduled. The prehearing conference was scheduled for December 18, 2006.

The parties appeared at the prehearing conference and filed an AGREED UPON STATEMENT OF FACTS and an ASSENTED-TO MOTION FOR SUMMARY JUDGMENT, both dated 12/18/06. The Hearing Officer reviewed the AGREED UPON STATEMENT OF FACTS and accepted that document. The ASSENTED-TO MOTION FOR SUMMARY JUDGMENT was also reviewed and accepted. Parents submitted a proposed ORDER. For reasons stated at the prehearing, the proposed ORDER is not adopted as drafted.

The following ORDER is adopted and issued. The ASSENTED-TO MOTION FOR SUMMARY JUDGMENT is granted. The District is ordered to reimburse Parents in the amount specified in paragraph 1, page 2 of the ASSENTED-TO MOTION FOR SUMMARY JUDGMENT. Further, the District is ordered to pay the named school all remaining tuition costs for Student's actual attendance at the named school for the balance of the 2006—2007 school year, and said payments shall be made directly to the school.

Therefore, the due process hearing is closed on the stated agreement of the parties.

So Ordered,

December 18, 2006  
S. David Siff, Hearing Officer