

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

IN THE MATTER OF:THE	)	<b>FINAL ORDER OF DISMISSAL</b>
EDUCATION OF	)	
	)	
	)	
<b>STUDENT AND CENTRAL POINT</b>	)	OAH Case No. 2022-ABC-05734
<b>SCHOOL DISTRICT 6</b>	)	Agency Case No. DP 22-109

**FINDINGS OF FACT**

(1) On November 28, 2022, Parents filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of Student.

(2) On December 6, 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 L. Allen to preside over the hearing in this matter.

(3) On April 17, 2023, Parents notified the OAH that they wished to withdraw the hearing request based on resolution of all issues in the due process complaint.

**ORDER**

The Parent’s request for a due process hearing has been withdrawn and the case is dismissed with prejudice.



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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.**

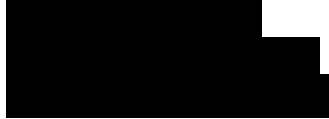
## **SERVICEMEMBERS' CIVIL RELIEF ACT**

No person who is a party to this proceeding, unless stated above, has notified the Office of Administrative Hearings (OAH) that they are a person in military service subject to the Servicemembers' Civil Relief Act (SCRA). The OAH has no reason to believe that a person who is a party to this matter is subject to the SCRA. If a party to the proceeding is a person and is a service member who did not appear for the hearing, within the service member's period of service, or 90 days after their termination of service, that party should immediately contact the agency to address any rights they may have under the SCRA.

**CERTIFICATE OF MAILING**

On April 17, 2023, I mailed the foregoing FINAL ORDER OF DISMISSAL in OAH Case No. 2022-ABC-05734 to the following parties.

By: Certified Mail



Elizabeth Polay, Attorney at Law  
Garrett Hemann Robertson P.C.  
P.O. Box 749  
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Walt Davenport, Superintendent  
Central Point School District 6  
300 Ash St  
Central Point OR 97502

**BY ELECTRONIC MAIL:**

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Sherry Fox Hames for Anesia Valihov  
Hearing Coordinator  
Office of Administrative Hearings