

**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	)	
	)	OAH Case No. 2023-ABC-06125
<b>STUDENT AND HILLSBORO</b>	)	Agency Case No. DP 23-109
<b>SCHOOL DISTRICT 1J</b>	)	
	)	

**FINDINGS OF FACT**

(1) On August 16, 2023, Parent and Student filed a request for due process hearing (Request) with the State Superintendent of Public Instruction on behalf of Student.

(2) On August 16, 2023, the Department of Education referred the hearing request to the Office of Administrative Hearings (OAH). The OAH assigned Administrative Law Judge (ALJ) C. Meerdink to preside over the hearing in this matter.

(3) On August 30, 2023, District filed a Sufficiency Challenge, contending that the Request lacked sufficient specificity of allegations. On September 5, 2023, ALJ Meerdink issued a Final Order dismissing the Request, but granting Parents the opportunity to file an amended request by September 20, 2023.

(4) On September 20, 2023, Parents filed an amended Request with the Department.

(5) On October 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The Parents’s request for a due process hearing has been withdrawn and the case is dismissed with prejudice.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.**

### **SERVICEMEMBERS' CIVIL RELIEF ACT**

Unless otherwise stated in this order, the Office of Administrative Hearings (OAH) has no reason to believe that a party to this proceeding is subject to the Servicemembers' Civil Relief Act (SCRA). If a party to this proceeding is a servicemember who did not appear for the hearing, within the servicemember'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 October 20, 2023, I mailed the foregoing FINAL ORDER OF DISMISSAL in OAH Case No. 2023-ABC-06125 to the following parties.

By: Certified Mail

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