

**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 EUGENE SCHOOL</b>	)	OAH Case No. 2024-ABC-06452
<b>DISTRICT 4J</b>	)	Agency Case No. DP 24-005
	)	
	)	

**FINDINGS OF FACT**

- (1) On March 15, 2024, Attorney Anna Moritz filed a request for due process hearing (Due Process Complaint) with the State Superintendent of Public Instruction on behalf of Parent and Student.
- (2) On March 15, 2024, 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 March 25, 2024, the Eugene School District 4J (District) filed a Sufficiency Challenge of Student’s Due Process Complaint (motion).
- (4) On March 28, 2024, ALJ Meerdink issued a ruling on District’s motion. The ruling granted the motion in part, denied the motion in part, and granted Ms. Moritz leave to file an amended request for due process hearing.
- (5) On April 8, 2024, Ms. Moritz filed an amended request for due process hearing.
- (6) On May 9, 2024, Ms. Moritz notified the OAH that the parties had executed a written settlement of the case, and that Student wished to withdraw the hearing request based on resolution of all issues in the due process complaint.

## ORDER

Student's request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

C. Meerdink

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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 May 10, 2024, I mailed the foregoing FINAL ORDER OF DISMISSAL in OAH Case No. 2024-ABC-06452 to the following parties.

**By: Certified Mail and Electronic Mail**

[REDACTED]

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Hearing Coordinator

Office of Administrative Hearings