

**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. 2024-ABC-06670
<b>STUDENT AND MCMINNVILLE</b>	)	Agency Case No. 24-017
<b>SCHOOL DISTRICT 40</b>	)	

**FINDINGS OF FACT**

(1) On August 26, 2024, Parent filed a request for due process hearing with the State Superintendent of Public Instruction on behalf of Student.

(2) On August 26, 2024, the Department of Education referred the hearing request to the Office of Administrative Hearings (OAH). The OAH assigned Senior Administrative Law Judge (ALJ) Kate Triana to preside over the hearing in this matter.

(3) On September 3, 2024, Parent notified the OAH that they wished to withdraw the hearing request based on resolution of all issues in the due process complaint.

**ORDER**

Parent’s request for a due process hearing has been withdrawn and the case is dismissed with prejudice.

**Kate Triana**

\_\_\_\_\_  
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**

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 September 3, 2024 I mailed the foregoing FINAL ORDER OF DISMISSAL in OAH Case No. 2024-ABC-06670 to the following parties.

By: Electronic and Certified Mail

[REDACTED]

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