



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

DECISION ON
EMERGENT RELIEF

OAL DKT. NO. EDS 17603-18

AGENCY DKT. 2019-2917

L.B AND C.B. ON BEHALF OF N.B.,

Petitioners,

v.

EWING TOWNSHIP BOARD OF EDUCATION,

Respondent.

Hillary D.Freeman, Esq., for petitioner (Freeman Law Offices, attorneys)

Robin Ballard, Esq., for respondent (Schenck, Price, Smith & King, attorneys)

Record Closed: December 12, 2018

Decided: December 17, 2018

BEFORE **SARAH G. CROWLEY**, ALJ:

STATEMENT OF THE CASE AND PROCEDURAL HISTORY

The petitioner, through counsel, Hillary D. Freeman, Esq., filed an application for Emergent Relief against Ewing Township Board of Education, seeking an order establishing stay-put in Antheil Elementary School. The matter was transmitted to the Office of Administrative Law (OAL) on December 10, 2018, as a contested case pursuant

to N.J.S.A. 52:14B-1 to 15 and 14F-1 to 13. The matter was scheduled before the undersigned for December 12, 2012. The respondent, through their attorney, Robin Ballard, Esq., filed a response advising that they would agree to stay-put at Antheil Elementary School. A conference call was conducted with the parties on December 11, 2018, and the agreement was put on the record between the parties on December 12, 2018.

Accordingly, the Emergent matter is hereby resolved pursuant to this Decision and stay-put is hereby **ORDERED** at Antheil Elementary School, and the issue of the appropriate placement, which is the subject matter of a separate due process proceeding (OAL Docket No. EDS 16794-2018) and same will continue, as will the placement until that matter is resolved.

This decision on application for emergency relief shall remain in effect until the issuance of the decision on the merits in the related matter (OAL 16794-2018). The hearing having been requested by the parents, this matter is hereby returned to the Department of Education for a local resolution session, pursuant to 20 U.S.C.A. § 1415 (f)(1)(B)(i). If the parent or adult student feels that this decision is not being fully implemented with respect to program or services, this concern should be communicated in writing to the Director, Office of Special Education Programs.



December 17, 2018

DATE

SARAH G. CROWLEY, ALJ

Date Received at Agency

December 17, 2018 (emailed)

Date Mailed to Parties:

SGC/mel