



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

FINAL DECISION

OAL DKT. NO. EDS 15124-18
AGENCY DKT. NO. 2019/28807

S.E. AND J.M. ON BEHALF OF C.M.,

Petitioners,

v.

FRANKLIN LAKES BOARD OF EDUCATION,

Respondent

S.E., Petitioner pro se

Amy E. Canning, Esq., for Respondent (Fogarty & Hara, attorneys)

Record Closed: June 3, 2019

Decided: June 4, 2019

BEFORE THOMAS R. BETANCOURT, ALJ:

This case, which arises under the Individuals with Disabilities Education Act, 20 U.S.C.A. §§1401 to 1484(a) and C.F.R. §§300.500, was transmitted to the Office of Administrative Law for hearing and final decision on October 17, 2018.

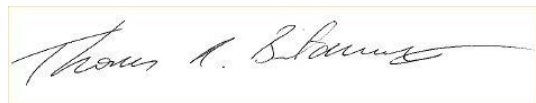
A hearing was scheduled for June 3, 2019, notice of which was sent to the petitioner by the Office of Administrative Law on July 31, 2018. Petitioner spoke with staff of the undersigned and indicated she would submit a letter or withdrawal. No such letter was submitted.

On the day of hearing petitioner did not appear. Petitioner has not explained her nonappearance. Accordingly, the petition must be **DISMISSED** for failure to pursue a claim of action under N.J.A.C. 1:1-14.4.

ORDER

I **ORDER** that the petition be **DISMISSED**.

This decision is final pursuant to 20 U.S.C.A. § 1415(i)(1)(A) and 34 C.F.R. § 300.514 (2009) and is appealable by filing a complaint and bringing a civil action either in the Law Division of the Superior Court of New Jersey or in a district court of the United States. 20 U.S.C.A. § 1415(i)(2); 34 C.F.R. § 300.516 (2009). 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.



June 4, 2019 _____
DATE

THOMAS R. BETANCOURT, ALJ

Date Received at Agency: _____

Date Sent to Parties: _____