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# DOCKET NO. 136-SE-0206

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B/N/F\*\*\*&\*\*\*

PETITIONER

vs.

CEDAR HILL INDEPENDENT

SCHOOL DISTRICT

RESPONDENT

BEFORE A SPECIAL EDUCATION  
HEARING OFFICER  
FOR THE STATE OF TEXAS

## AGREED ORDER OF FINAL JUDGMENT

On Friday, April 21, 2006, the Hearing Officer conducted a prehearing conference with the parties, during which Petitioner, student by his next friend \*\*\*, and Respondent, Cedar Hill Independent School District ("District") requested an opportunity to complete their written agreement regarding the special education program of student immediately following the prehearing conference. The parties agreed that they would review documents prepared previously and would submit their written and signed request for an agreed final order to the Hearing Officer on Monday, April 24, 2006.

On Monday, April 24, 2006, the Respondent filed a letter dated April 21, 2006, signed by Petitioner and Respondent which detailed the parties' agreement regarding the special education program of student and which also requested an Order of Final Judgment. Accordingly, the Hearing Officer finds that this special education due process hearing should be concluded by this Agreed Order of Final Judgment which specifies the agreed upon relief to which Petitioner is entitled, and which provides a final and appealable order in this due process hearing proceeding.

IT IS THEREFORE ORDERED that, in accordance with the agreement between Petitioner and Respondent, Petitioner is GRANTED the following relief:

1. The District will work with the parent to make arrangements to contract with an outside counselor, who meets the educational counseling criteria, to provide opportunities for student to receive counseling in one-hour sessions for six sessions after school with the goal of completing the counseling before school begins in August. This is in addition to the special education counseling provided by the District for 30 minutes weekly until the end of the 2005/2006 school year.
2. The District agrees to contract with Dr. \*\*\* to conduct an independent educational evaluation (“IEE”) of student with the evaluation to be started and completed as soon as possible.
3. The District and the parent agree to schedule an Admission, Review, and Dismissal (“ARD”) committee meeting upon completion of the IEE to review the IEE and the Behavior Implementation Plan.
4. The District agrees to monitor student’s behavior and academics with a brief report to the parent every two weeks until the end of May 2006 by the Special Education Department Chairperson. In addition, the District will provide a copy of every disciplinary referral by mail to the parent’s home address.
5. The District agrees to waive the fees for student to attend attendance school in May 2006, to provide him the opportunity to regain the one-half credit for \*\*\* that student lost in the first semester. The District will mail Ms. \*\*\*\* a copy of the schedule for attendance school. The parent and student may choose the option of completing six hours of community service instead of attendance school to regain the one-half credit for \*\*\* for the first semester. The parent will work out any community service details with the high school principal.
6. The District will begin recording attendance as of the day of this judgment and will not use attendance information that occurred prior to this judgment in any future truancy proceeding.
7. The District will immediately schedule student in general education credit recovery classes for Integrated Physics and Chemistry (“IPC”) and English. Focused instruction occurs in credit recovery classes with the goal of Vincent’s successful completion of these courses for the year. He is scheduled to recover the first semester of IPC, the first semester of English II and the second semester of IPC. In addition, he will attend general education classes for Modified English, Theater Arts (second semester), Communication Applications, and History with support from special education in the content mastery classroom.
8. The District confirms that student has completed the required credits to become a \*\*\* grade student in the fall of 2006. According to School Board policy, classification information for students is updated at the end of the school year. Student has enough credits at this time to be classified a \*\*\* for the 2006-2007 school year.
9. The ARD committee will meet again prior to the end of the 2005/2006 school year to review student’s progress toward credit recovery, to consider replacing algebra with another math class, and to address his educational schedule for the

- 2006/2007 school year based on his success this semester. The District will waive tuition related to both sessions of summer school for summer 2006, if student chooses to take advantage of this opportunity to regain additional credits toward graduation.
10. The District will allow student to participate in extracurricular activities with no restrictions other than those placed on any other student.
  11. The District will begin recording student's disciplinary referrals as of the date of this judgment to calculate any future persistent misbehavior for a manifestation determination review.

All other relief not specifically granted herein is hereby DENIED.

#### NOTICE TO THE PARTIES

This Order of Final Judgment is final and is appealable to state or federal district court.

The District shall timely implement this Order of Final Judgment within 10 school days in accordance with 19 T. A. C. §89.1185(q) and 34 C. F. R. §300.514. The following must be provided to the Division of Complaints Management at the Texas Education Agency, and copied to the Petitioner within 15 school days from the date of this Order: 1) Documentation demonstrating that the Order has been implemented; or 2) If the timeline set by the Hearing Officer for implementing certain aspects of the Order is longer than 10 school days, the district's plan for implementing the Order within the prescribed timeline, and a signed assurance from the superintendent that the Order will be implemented.

ISSUED in Austin, Texas this 24th day of April, 2006.

Gwendolyn Hill Webb  
Special Education Hearing Officer