

DOCKET NO. 020-SE-1007

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|--------------------------|---|----------------------------|
| SEASHORE LEARNING CENTER | § | BEFORE A SPECIAL EDUCATION |
| | § | |
| V. | § | HEARING OFFICER FOR THE |
| | § | |
| STUDENT | § | STATE OF TEXAS |

ORDER NUNC PRO TUNC

TO THE PARTIES:

On March 31, 2008, I issued my decision in the above referenced due process hearing request. In that decision, I granted the relief requested by the Petitioner and denied all counter-claims sought by the Respondent.

On April 2, 2008, Petitioner filed Petitioner’s and Counter-Respondent’s Motion for Judgment Nunc Pro Tunc, or in the Alternative, Motion to Modify the Judgment. Petitioner’s motion noted an erroneous reference to superceded rule 19 TAC §89.91185(q). During a prehearing conference on TEA Docket No. 143-SE-0308, *Student b/n/f Petitioner vs. Seashore Learning Center Charter School*, held on April 2, 2008, I advised the parties that it was my expectation that Seashore Learning Center was directed to implement, within ten school days, the authority that it had requested in TEA Docket No. 020-SE-1007, by commencing the process of the assessment of Student for a Full and Individual Evaluation (“FIE”) and an in-home parent training assessment. The completion of said assessments within 10 school days was *not* ordered by my March 31, 2008 decision.

IT IS HEREBY ORDERED that the final full paragraph of my March 31, 2008 decision is hereby amended as follows:

“The district shall timely implement this Decision within 10 school days. The District is directed to provide the Division of Special Education Programs and Complaints at the Texas Education Agency and copied to the Respondent within 15 school days, documentation demonstrating that the Decision has been implemented by a showing that the District has commenced the evaluation process for which authority was requested, and a signed assurance from the Director of School of the Petitioner that the process will be completed.”

ISSUED in Austin, Texas this 14th day of April, 2008.

Stephen P. Webb
Special Education Hearing Officer

SERVICE LIST

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