

BEFORE THE THREE MEMBER DUE PROCESS PANEL
EMPOWERED BY THE MISSOURI STATE BOARD OF EDUCATION
PURSUANT TO RSMo. §162.961

on behalf of)	
)	
)	June 6, 2007
Petitioners,)	
v.)	
)	
SPECIAL SCHOOL DISTRICT)	
OF ST. LOUIS COUNTY,)	
)	
Respondent.)	

ORDER

Respondent has submitted to the Panel, a Motion to Dismiss the due process complaint with prejudice. The basis of the Motion is that the due process complaint has been resolved through the resolution session process and the parties entered into an agreement which is enforceable in a court of competent jurisdiction. Pursuant to the terms of said agreement, Parents are to dismiss the due process complaint with prejudice. To date, this has not been done. In support of its Motion to Dismiss, the District presented to the Chairperson a copy of the fully executed Resolution Session Agreement and Affidavit of its legal counsel validating the points made in its Motion to Dismiss.

Paragraph 11 of the Resolution Session Agreement states as follows: “Student and parent agree that they will dismiss, with prejudice, the current administrative due process complaint against SSD currently pending before a three member panel pursuant to RSMo. §162.961, within three days of the date in which this Resolution Session Agreement is executed.” The Resolution Session Agreement was executed on March 2, 2007.

Respondent’s Motion is sustained. Accordingly, this matter is dismissed with prejudice.

Given by Order of :



Richard H. Ulrich, Hearing Chair, on this
6th day of June, 2007
8909 Ladue Road
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CERTIFICATE OF SERVICE

I do hereby certify a copy of the foregoing was placed in the U.S. Mail, postage prepaid this 6th day of June, 2007 addressed to:

Parents

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