

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

, by his Mother,)
,)
)
) December 11, 2009
)
) II
vs.)
)
KANSAS CITY 33 SCHOOL DISTRICT,)
)
)
) Respondents.

ORDER NUMBER 13

The purpose of this Order is to clarify Order number 12. The Panel granted Respondent’s Motion to Dismiss Petitioners’ claims at the conclusion of Petitioners’ evidence on the basis that Petitioners failed to carry their burden of proof that Student failed to receive a free appropriate public education.

This is the final decision of the Department of Elementary and Secondary Education in this matter. A party has a right to request a review of this decision pursuant to the Missouri Administrative Procedures Act, §§536.010 *et seq.* RSMo. A party also has a right to challenge this decision by filing a civil action in federal or state court pursuant to the IDEA. *See* 20 U.S.C. §1415(i). Petitioners’ time for appeal commences with the date of this decision, December 11, 2009.

Given by Order of :



Richard H. Ulrich, Hearing Chair, on this
11th day of December, 2009
8909 Ladue Road
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CERTIFICATE OF SERVICE

I do hereby certify a copy of the foregoing was e-mailed and placed in the U.S. Mail, postage prepaid this 11th day of December, 2009 addressed to:

Parent



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