

THREE MEMBER DUE PROCESS HEARING PANEL
EMPOWERED PURSUANT TO §162.961 R.S.Mo.
DEPARTMENT OF ELEMENTARY & SECONDARY EDUCATION

IN THE MATTER OF

vs.

SOUTH IRON COUNTY R-I SCHOOL DISTRICT

PERSONALLY IDENTIFIABLE INFORMATION

Student's name:

Parent's name:

Representatives : Sonja D. Kerr
Kerr Law Offices
5972 Cahill Ave., Suite 110
Inver Grove Heights, MN 55076

Melissa Cilley
P. O. Box 22611
Kansas City, MO 64113

Michael Blake Dudley
Ramsur Law Office
100 North Main Street
Piedmont, MO 63957

Local Education Agency: South Iron County R-I School District
210 School Street
Annapolis, MO 63620-0218

Representative: Teri B. Goldman
Blackwell Sanders Peper Martin
720 Olive Street, Suite 2400
St. Louis, MO 63101

Hearing dates: December 6 - 10, 1999

Hearing officers: Janet Davis Baker, Chairperson
Betty Chong
Beth Mollenkamp

Date of Decision: January 7, 2000

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SOUTH IRON COUNTY R-I SCHOOL DISTRICT ISSUE

HEARING DECISION

ISSUE

Did the South Iron County R-I School District provide a free appropriate public education to in the areas specified by the request for due process filed on behalf of ?

TIMELINE FOR HEARING PANEL'S DECISION

The request for due process was made by representative on June 18, 1999. The hearing panel was empowered on June 29, 1999, with Janet Davis Baker serving as Chairperson and Betty Chong and Ed Mills appointed as hearing panel members. The initial deadline for the issuance of the hearing panel's decision was August 2, 1999, which is 45 days from the date the Missouri Department of Elementary and Secondary Education received the request for due process. On July 9, 1999, the representative for the South Iron County R-I School District requested an extension of time for the hearing panel's decision to October 29, 1999. This request was granted by the Chairperson. Subsequently Ed Mills withdrew as hearing panel member and Beth Mollenkamp was chosen to replace him. The school district's representative made another request to extend the time for the hearing panel's decision up to and including December 6, 1999, which request was granted by the Chairperson. Because the parties agreed that the hearing on this matter be scheduled for the week of December 6, 1999, an additional extension of time for the hearing panel's decision was requested by the representative for the school district, to a date 30 days after December 10, 1999. This request was granted by the Chairperson with a decision due January 9, 2000.

DECISION

The hearing was conducted the week of December 6, 1999, at the South Iron County R-I School District's elementary school. On the morning of December 10, 1999, the parties advised the Chairperson that a settlement had been reached. Pursuant to the settlement, the parties requested that the hearing panel dismiss with prejudice the pending matter before it. Accordingly, the hearing panel dismissed the above-captioned matter with prejudice.

DATE

JANET DAVIS BAKER, Chairperson

Concur:

BETTY CHONG

BETH MOLLENKAMP

Copies sent to: Teri B. Goldman

Sonja Kerr

Michael Dudley

Melissa Cilley

Heidi Atkins Lieberman