



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

DECISION APPROVING
SETTLEMENT

OAL DKT. NO. EDS 8437-12

AGENCY DKT. NO. 2012 18392

W.B. and D.B. o/b/o W.B.,
Petitioners,

v.

SEA GIRT BOROUGH
BOARD OF EDUCATION,
Respondent.

Lenore Boyarin, Esq., for petitioners (Sussan & Greenwald, attorneys)

Eric L. Harrison, Esq., for respondent (Methfessel & Werbel, attorneys)

Record Closed: November 2, 2012

Decided: November 7, 2012

BEFORE JOHN R. FUTEY, ALJ:

This case arises under the Individuals with Disabilities Education Act, 20 U.S.C.A. §§1400 to 1482. The matter was listed for hearing for October 23, 2012. Prior thereto, on October 19, 2012, the parties advised that they had negotiated a proposed settlement of all the issues in this matter. The parties have voluntarily agreed to resolve all disputed matters and have entered into a settlement as set forth in the attached

76138 ELW

documents. (J-1 and J-2.) Upon receipt of the executed agreement on November 2, 2012, the hearing record closed.

I have reviewed the terms of settlement and I **FIND**:

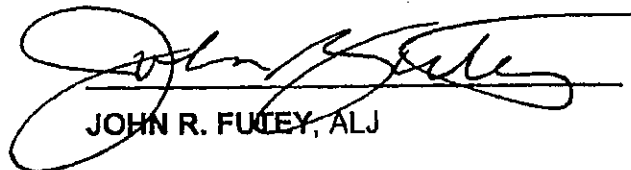
1. The parties have voluntarily agreed to the settlement as evidenced by their signatures or their representatives' signatures on the attached document.
2. The settlement fully disposes of all issues in controversy between them and is consistent with the law.

Therefore, I **ORDER** that the parties comply with the settlement terms and that these proceedings be concluded.

This decision is final pursuant to 20 U.S.C.A. § 1415(i)(1)(A) and 34 C.F.R. § 300.514 (2010). If the parent or adult student feels that this decision is not being fully implemented with respect to program or services, this concern should be communicated in writing to the Director, Office of Special Education.

November 7, 2012

DATE


JOHN R. FUTEY, ALJ

/cb

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Attorneys for Respondent, Sea Girt Board of Education

J-1
m
dw
11-2-12
Jef

D.B. o/b/o W.B.

Petitioners,

-vs-

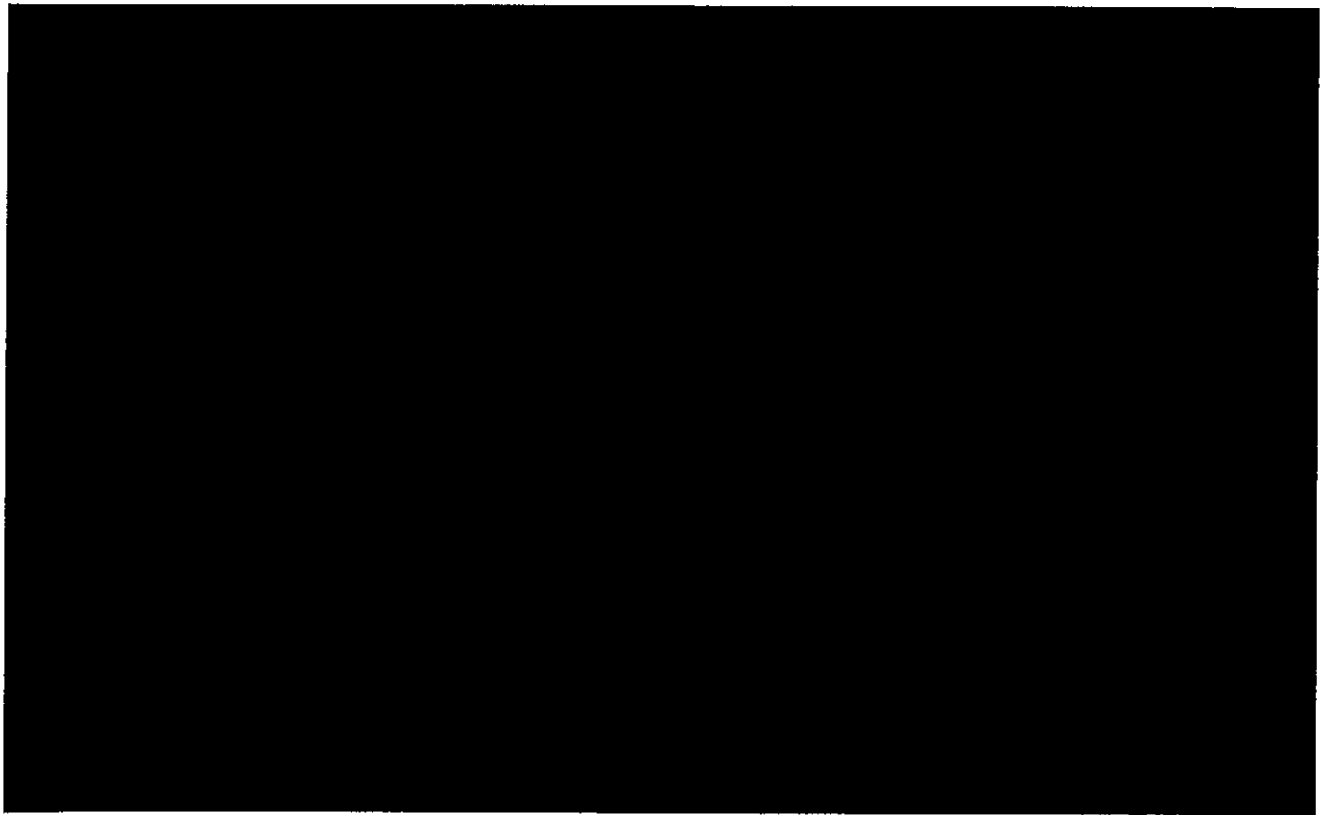
SEA GIRT BOARD OF EDUCATION

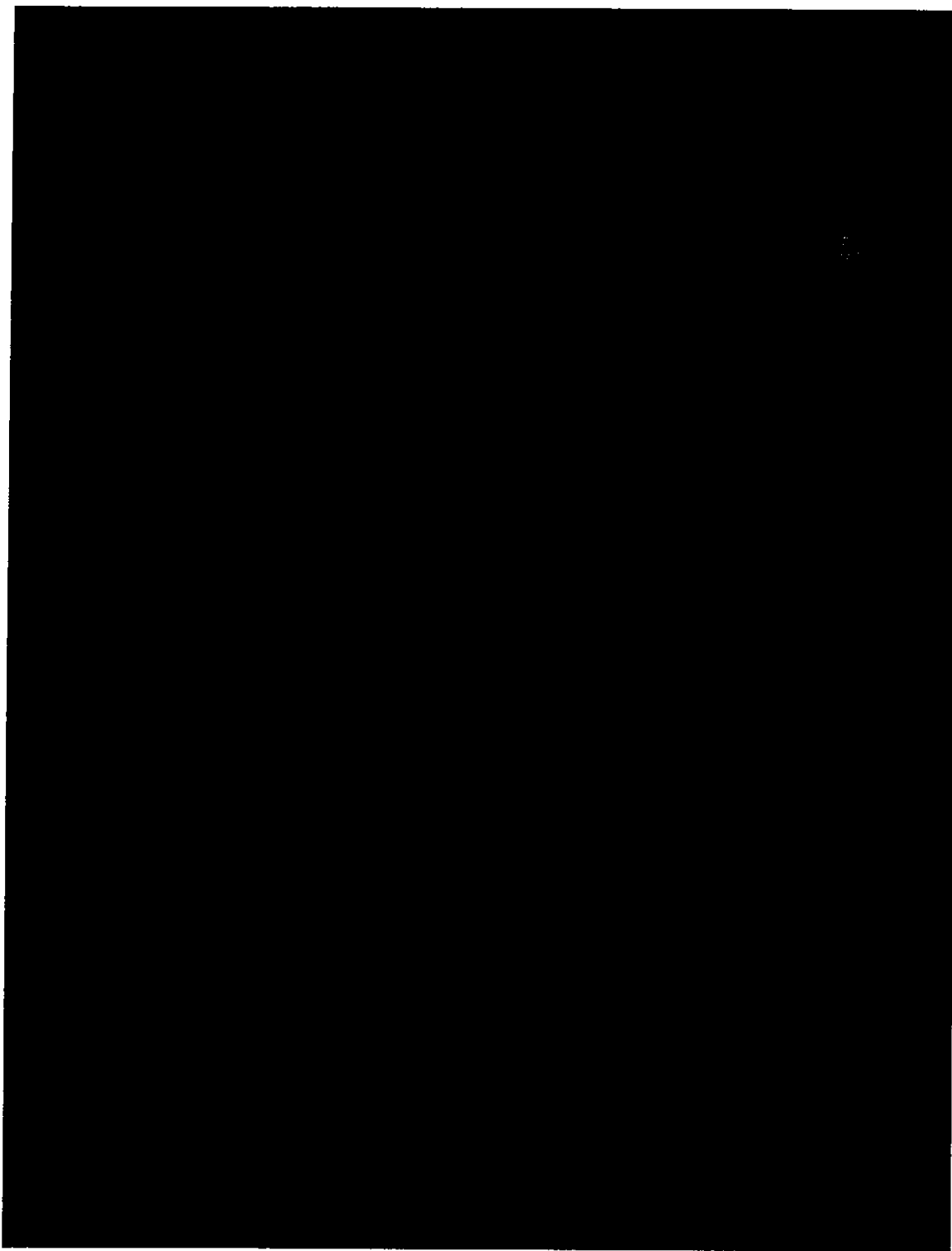
Respondent.

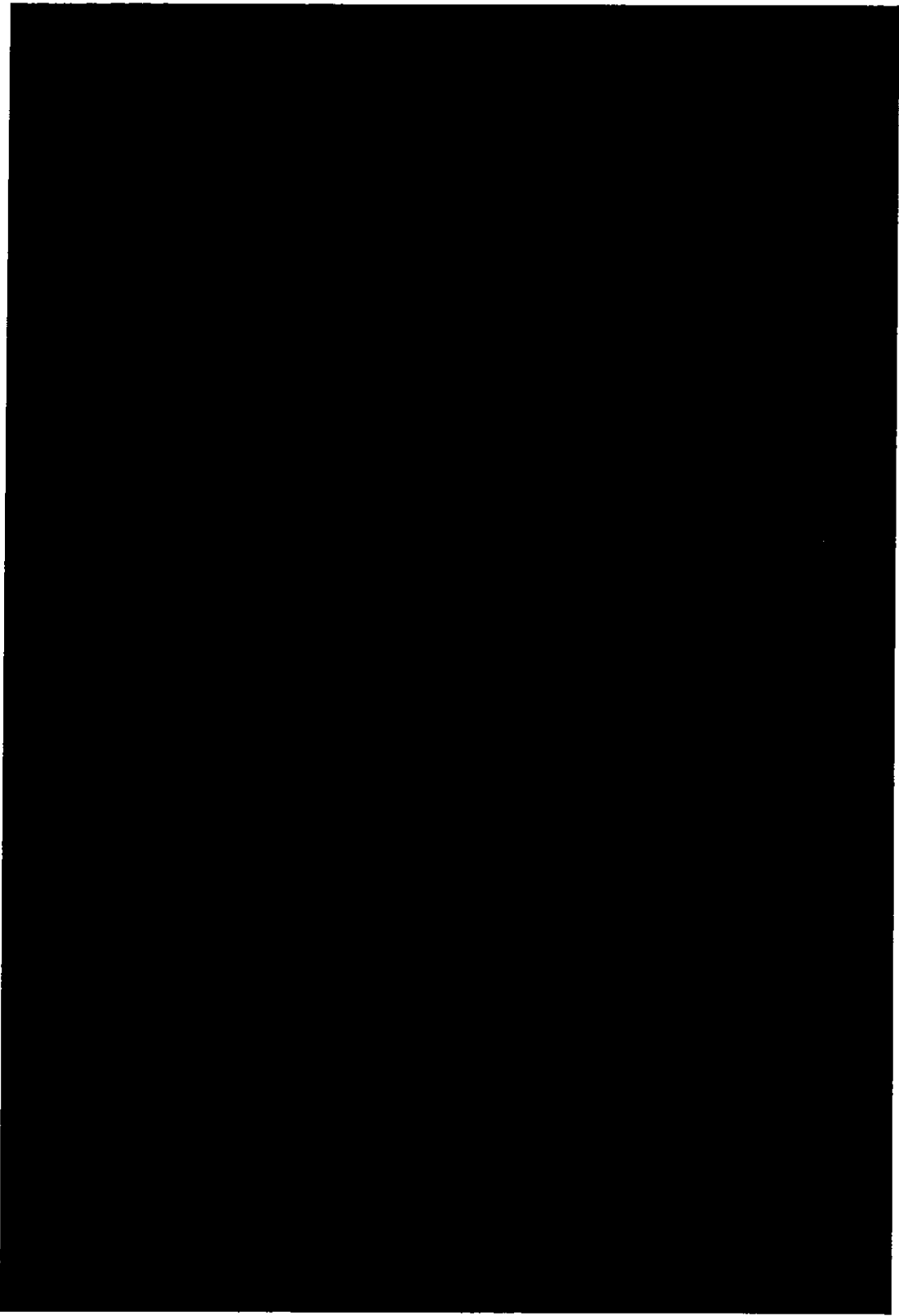
: STATE OF NEW JERSEY
: DEPARTMENT OF EDUCATION

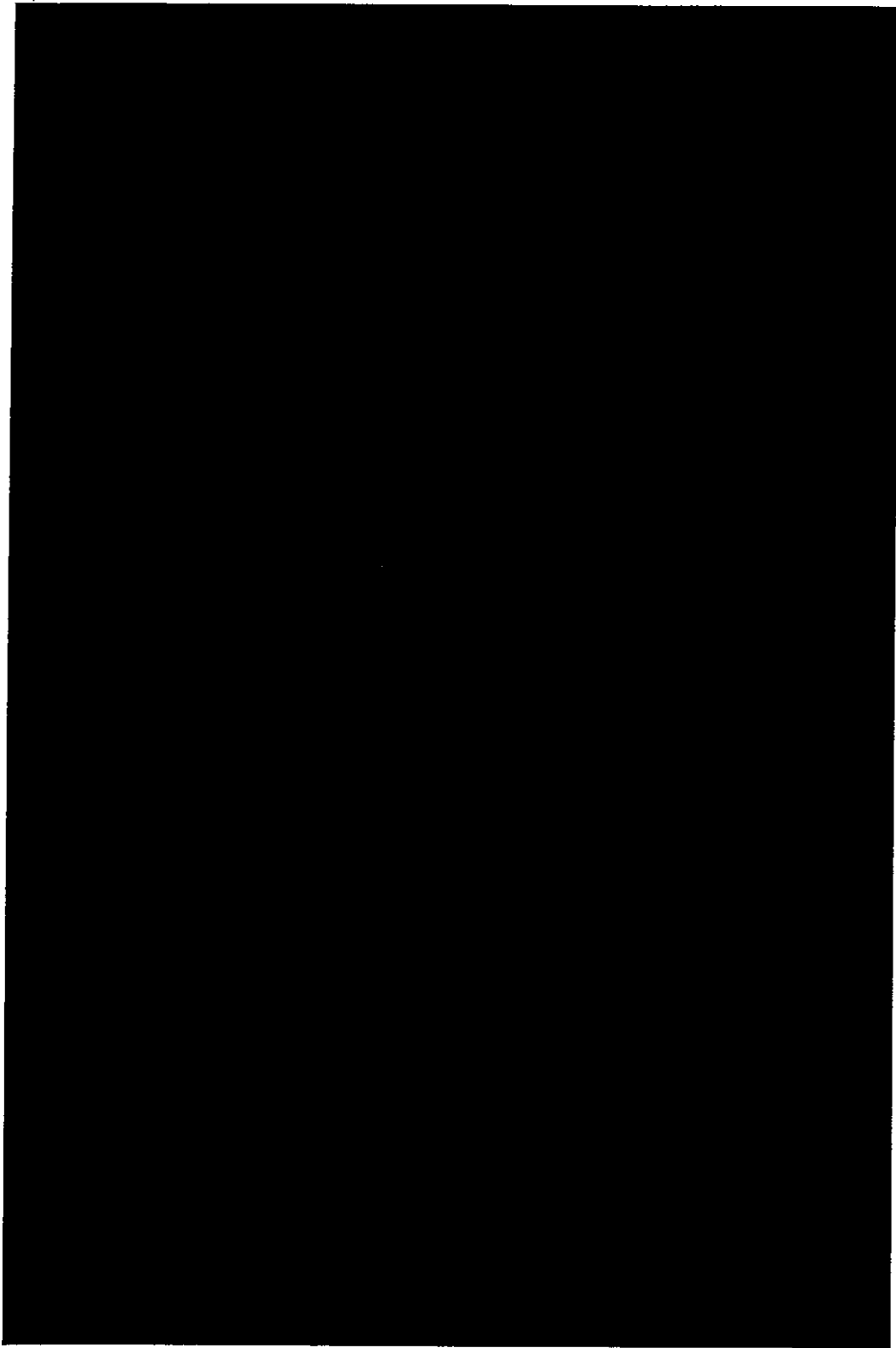
: DOCKET NO.
: AGENCY REF. NO.: 2012-18392

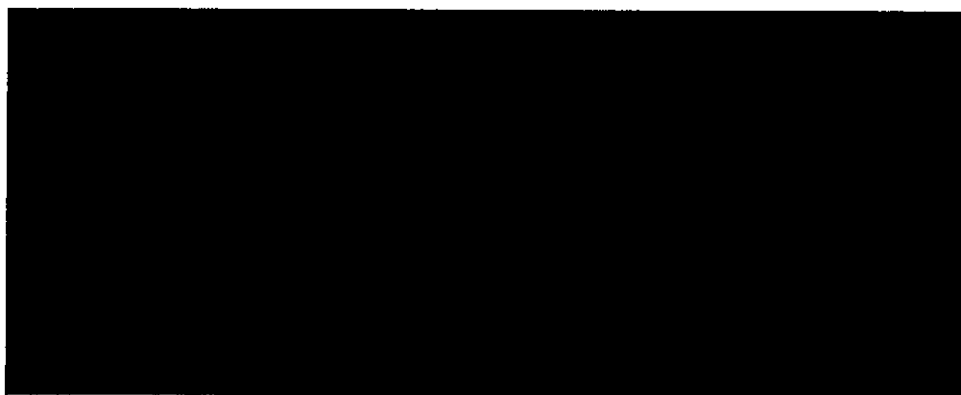
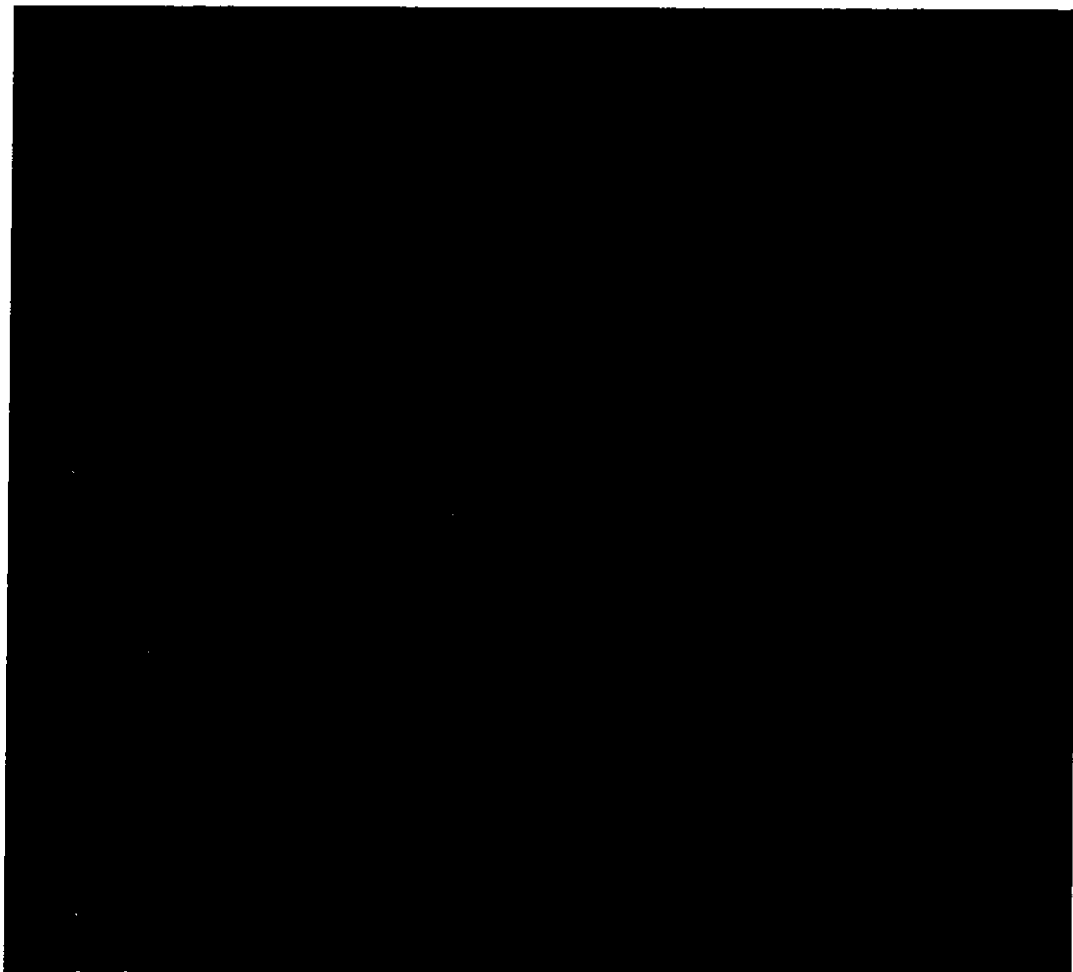
: STIPULATION OF SETTLEMENT











ON BEHALF OF THE SEA GIRT BOARD OF EDUCATION

David J. [Signature]

Date: 10/21/12



THE SEA GIRT SCHOOL

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J-2 moved 10-2-12
JK

The following is a true excerpt from the September 27, 2012 meeting of the Sea Girt Board of Education:

"Mrs. Prior moved to approve the following:

SETTLEMENT AGREEMENT AND RELEASE – STUDENT #043

Adoption of the following resolution:

BE IT RESOLVED by the Sea Girt Board of Education (hereinafter referred to as the "Board") that the terms, stipulations and conditions as established in the Settlement Agreement and Release between the Board and the parents of Student #043, which is annexed to this Resolution, are hereby adopted and approved by the Board. The Board President and Business Administrator are hereby authorized and directed to execute the Settlement Agreement and Release, and any other documents to effectuate the settlement.

Dr. Cosgrove seconded and the motion carried on a roll call vote:

Mr. Brown – yes

Dr. Cavallo – absent

Dr. Cosgrove – yes

Mrs. Prior – yes

Dr. Buckley – yes"

Susan Keffer

Susan Keffer
Board Secretary

10-19-2012
Date