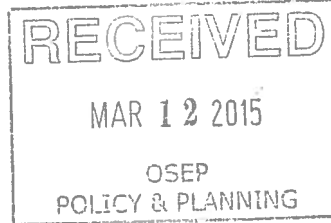


NEW JERSEY DEPARTMENT OF EDUCATION

**PARENTAL REQUEST FOR ENFORCEMENT OF A FINAL DECISION
ISSUED BY THE OFFICE OF ADMINISTRATIVE LAW**

Date: 3/10/15

To: **Director
Office of Special Education
NJ Department of Education
P.O. Box 500
Trenton, NJ 08625-0500**



Relationship to Student(s): (Check One)

Parent/Guardian Attorney Advocate

From: Mr. G [redacted] F [redacted]
(Name of person submitting the request)

Address: [redacted]

Ewing New Jersey 08638

Phone: [redacted] Fax: [redacted] Email address: [redacted]

Please Note: The Office of Special Education (OSE) must have a copy of the ALJ's decision before any action can be taken with respect to a request for enforcement.

Is a copy of the final decision (or Order) issued by the Administrative Law Judge (ALJ) included with this request?
 Yes No If not, is a copy being sent by separate mailing? Yes No

What is the date of the ALJ's decision? March 11, 2014

Subsequent to issuance of the decision, have the parties reached any agreements that modify the decision or the terms of the Order? Yes No (If yes, explain below)

Ewing District's
IEP team had a IEP meeting without
Parent of student, and without a
copy of Independent Evaluation
as written in Settlement agreement
Page 2, Article #5

Note: If any part of the decision is modified by subsequent agreement of the parties, enforcement may not be sought with respect to that part of the agreement.

When was the action that you are seeking to enforce directed to occur? After District Received evaluation as in settlement Agreement,

Note: A request for enforcement must be made to the OSE no later than the 90th calendar day from the date that the action directed in the hearing decision that is the subject of the enforcement was required to have occurred. If your request is untimely, the OSE will not enforce the request.

Are you currently involved in, or have you recently requested, mediation, or a due process hearing or a complaint investigation? Yes No

If you have recently requested mediation or a due process hearing, what is the subject of the disagreement?

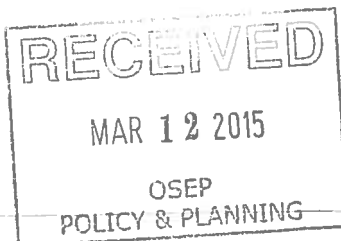
Briefly state the specific provision (identify the page and paragraph) of the hearing decision that you assert the education agency has failed to implement.
Page 2 # 5, That I was not given a copy of the Evaluation to review and the IEP Team for my [redacted] was done with out me as written by team at their meeting.

Upon a receipt of a request for enforcement, the OSE will forward a copy of the request to the district for response and, if appropriate, the opportunity to resolve the request with the parent. If the matter is not timely and satisfactorily resolved by the parties, however, the district will be directed to submit to the OSE evidence of compliance, whereupon, the OSE will determine the implementation of the decision. If it is determined that the district has failed to implement the decision, or part of the decision, the OSE shall order the district to implement the decision or part of the decision, as appropriate.

Signature: [redacted]

(on(s) Submitting Request)

Ms. Rimol,



3/7/15

You will find in this packet on Pg. 2 of Settlement #5 reads, "Once evaluation is complete G.F. (me) will receive the report at least 10 days before an IEP meeting to review".

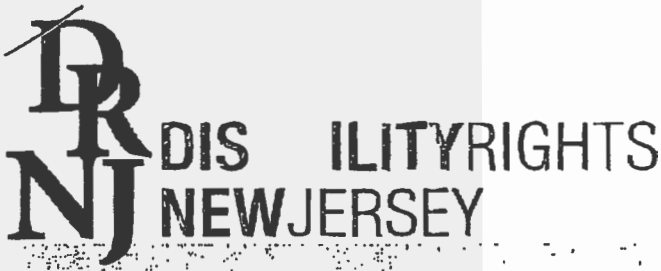
I only received Independent Evaluation copy after I wrote my complaint and spoke to you in this matter.

This is the respect a parent and child get from the Ewing District Schools and Special needs Children's Services.

Thank you

Mr. F





210 South Broad Street, Third Floor
Trenton, New Jersey 08608
800.922.7233 | 609.633.7106 (TTY)
609.292.0742 | 609.777.0187 (FAX)
www.drnj.org

Joseph B. Young, Director

March 28, 2014

G. F. [REDACTED]
Ewing, NJ 08638


Re: Ewing Twp. Bd. of Educ. v. G.F. o/b/o S.F.
OAL DKT. NO.: 2014-20595

Dear Mr. F. [REDACTED]:

Attached please find a copy of the Honorable John F. Russo, Jr., ALJ's consent decree incorporating the terms of the settlement agreement that you entered into with Ewing Township Board of Education in the above-captioned matter.

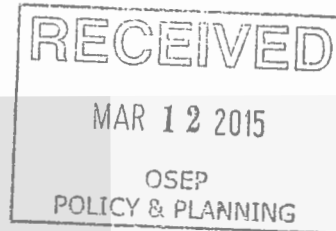
Thank you very much.

Sincerely,


Robert A. Robinson, Esq.
Senior Staff Attorney

RAR/tyw

Attachment





State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

DECISION APPROVING

SETTLEMENT

OAL DKT. NO. EDS 2575-14

AGENCY DKT. NO. 2014 20595

**EWING TOWNSHIP BOARD OF
EDUCATION,**

Petitioner,

v.

G.F. ON BEHALF OF S.F.,

Respondent.

Joann Butler, Esq., for petitioner (Schenck, Rice, Smith & King, LLP, attorneys)

Robert A. Robinson, Esq., for respondent (Disability Rights New Jersey, attorneys)

Record Closed: March 12, 2014

Decided: March 14, 2014

BEFORE JOHN F. RUSSO, JR, ALJ:

This case arises under the Individuals with Disabilities Education Act, 20 U.S.C.A. §§1400 to 1482. The parties have voluntarily agreed to resolve all disputed matters and have entered into a settlement as set forth in the attached stipulation of settlement.

OAL DKT. NO. EDS 2575-12

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

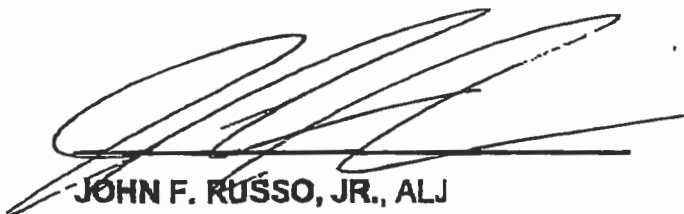
The parties have voluntarily agreed to the settlement as evidenced by their signatures or their representatives' signatures on the attached stipulation of settlement. (J-1.).

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.

March 14, 2014
DATE



JOHN F. RUSSO, JR., ALJ

Date Mailed to Parties: 3/18/14

Attachment
/bdt

OAL DKT. NO. EDS 2575-12

APPENDIX

EXHIBITS

Joint:

J-1 Stipulation of Settlement

①

Ewing Twp. Bd. of Educ. v. G.F. o/b/o S.F.

OAL DKT. NO. 02575-2014

STIPULATION OF SETTLEMENT

Both parties have agreed to the following:

1. Ewing Twp. Sch. Dist. ("Ewing") will pay for an independent evaluation of S.F. in the following areas: psychological, educational/learning, and social history. ^{Payment will not be issued until reports are received and requisite documentation completed and returned to Ewing.} _{en} ^{three}
2. Ewing will provide G.F. a list of ^A available independent evaluators for each of the evaluations within two weeks from the date of this settlement agreement, and authorization forms for release of records to the selected evaluators.
3. The comprehensive independent evaluation will include ~~an~~ ^{by at least one evaluator,} an in-class observation of S.F. on a mutually-agreed date between Ewing and the evaluator.
4. G.F. will advise Ewing of his choice of independent evaluators ^{in writing,} within one week of receiving the list of available independent evaluators from Ewing, ^{and will submit the signed authorization to release records to the selected evaluators.} G.F. reserves the right to advise Ewing of his choice

(2)

of available independent evaluator/s off-list as long as they are qualified and acceptable to

Ewing, but Ewing is not obligated to accept any evaluator proposed by G.F.

5. Once all the independent evaluation reports are completed, G.F. will receive the reports at least 10 days before an IEP meeting to review the reports.

6. This settlement agreement concludes the above-captioned matter with both parties responsible for their own attorney's fees and costs. This Agreement will be incorporated into a final decision of the Hon. John Russo.

7. G.F. and Ewing agree that neither party is a prevailing party, and that this settlement is the resolution of disputed claims, but does not constitute any admission of wrongdoing or liability.

8. G.F. waives any and all claims related to the provision of special education and related services through the date of this settlement, and specifically waives all claims under State or federal special education, discrimination and/or civil rights laws and regulations.

9. This settlement does not have to be presented to and approved by the Ewing Board of Education.

[Signature] 3/12/14
[Signature] 3/12/14

[Signature] 3/12/14
Harold Lowth 3/12/14