



Outlook

Fw: Ulusemre v. Blue Valley U.S.D. 299, No. 24DP229-0001- Scheduling Order No. 1

From Angela Gupta <angela@adrmediate.com>**Date** Mon 06/10/2024 12:44**To** Crista Grimwood <cgrimwood@ksde.org>**Cc** Brian K. Dempsey <bdempsey@ksde.org>; dawn@adrmediate.com <dawn@adrmediate.com> 1 attachment (208 KB)

24.06.10 Scheduling Order No. 1.pdf;

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Good afternoon,

Attached is the scheduling order entered today in this case finding just cause to extend the deadline to hold the Due Process Hearing to September of 2024, based on Respondent's request.

The decision to extend the time for the hearing is based on the following factors: (1) the complexity of claims raised by Petitioners, including the fact that Petitioners assert multiple claims spanning over the course of two years involving two students in three different schools; (2) Petitioners have indicated they seek to engage in significant discovery; (3) Respondent has filed a Motion To Dismiss Due Process Complaint And Motion To Clarify Issues which it contends will narrow the scope of claims presented at the Evidentiary Hearing and, in turn, narrow the scope of permissible discovery related to those claims; and (4) the undersigned has determined that the most efficient course to proceed is to rule on the Partial Motion To Dismiss before considering requests by the parties to conduct discovery on claims that may subject to dismissal. In reaching this decision, the undersigned acknowledges that Petitioners have requested that the hearing be held within the 45-day time line, i.e. by July 8, 2024, which they contend would better accommodate their work schedules and child care arrangements, and also help facilitate their sons' adjustment back to school in the fall. Upon due consideration of all relevant factors, the undersigned finds the balance weighs decisively in favor of extending the time to hold the Due Process Hearing in order to allow adequate time for a full and complete consideration of the appropriate scope of claims to be presented at the hearing and, similarly, to determine the appropriate scope of discovery that may be conducted with respect to those claims.

Accordingly, I have scheduled the Due Process Hearing to commence on September 18, 18, 20, 23, 25, and 27, 2004.

Please let me know if you have any questions or concerns, or if you need any additional information.

Best regards,
Angela

Angela D. Gupta

Mediator | Arbitrator | Due Process Hearing Officer

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