



State of New Jersey
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**A copy of the administrative law
judge's decision is enclosed.**

**This decision was mailed to the parties
on AUG 25 2008**



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

FINAL DECISION

OAL DKT NO. EDS 05287-07

AGENCY DKT. NO. 2007 12264

Z.R.,

Petitioner,

v.

FORT LEE BOARD OF EDUCATION,

Respondent.

Z.R. o/b/o Z.R.,

Petitioners,

v.

FORT LEE BOARD OF EDUCATION,

Respondent.

And

OAL DKT. NO. EDS 07800-07

AGENCY DKT. NO. 2007 12517

Marilyn Arons, Parent Advocate, appearing pursuant to 34 C.F.R.
§ 300.508(a)(1) (2007) for petitioner (Parent Information Center, Inc.)

Marc A. Raso, Esq., for respondent (Sinisi and Raso, attorneys)

BEFORE **CAROL I. COHEN**, ALJ:

Record Closed: August 22, 2008

Case Decided: August 22, 2008

STATEMENT OF THE CASE AND PROCEDURAL HISTORY

The petitioner, Z.R., filed a due process petition (EDS 11423-06) on November 28, 2006. In that petition Z.R. asked for two years of compensatory education, along with other relief. No mention was made of a particular placement. On May 10, 2007 the petitioner filed a new due process petition seeking payment for a unilateral placement at the River View School in Cape Cod, Massachusetts and transportation costs. The petition was forwarded to the Office of Administrative Law (OAL) on May 11, 2007. The petitioner made a motion to consolidate the two petitions. On May 17, 2007 the petitioner's consolidation motion was denied. The petitioner Mr. R. filed a separate due process petition asking for reimbursement of the costs of the River View School placement, which was forwarded to the OAL on August 9, 2007. The petitioners moved to consolidate the second and third petition. On August 14, 2007, I signed an order consolidating the second and third petitions (EDS 05287-07 and EDS 07800-07). The consolidated matters remained in abeyance until the completion of the hearing in the first matter. I issued a decision on August 22, 2008 denying the relief sought by the petitioner in EDS 11423-06.

CONCLUSION

Based on the fact that the relief sought by the petitioner in the matter identified as EDS 11423-06, i.e. compensatory education, has been denied, the court on its sua sponte motion is dismissing the due process petitions identified as EDS 05287-07 and EDS 07800-07 because of mootness.

ORDER

Having decided that the issues presented in the two consolidated due process petitions are moot, it is hereby **ORDERED** that said petitions be dismissed.

This decision is final pursuant to 20 U.S.C.A. § 1415(i)(1)(A) and 34 C.F.R. § 300.514 (2007) and is appealable by filing a complaint and bringing a civil action either in the Law Division of the Superior Court of New Jersey or in a district court of the United States. 20 U.S.C.A. § 1415(i)(2); 34 C.F.R. § 300.516 (2007).

8/12/08

DATE


CAROL I. COHEN, ALJ

id