

State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

DECISION

(Dismissal for Failure to Appear)

OAL DKT. NO. EDS 12667-14

AGENCY DKT. NO. 2015-21614

C.M. ON BEHALF OF A.E.,

Petitioner,

v.

NORTH PLAINFIELD BOROUGH

BOARD OF EDUCATION,

Respondent.

Julie Warshaw, Esq., for petitioner (Warshaw Law Firm, LLC, attorneys)

Athina Lekas Cornell, Esq., for respondent (Lindabury, McCormick, Estabrook
& Cooper, P.C., attorneys)

Record Closed: December 17, 2014

Decided: December 26, 2014

BEFORE **LESLIE Z. CELENTANO**, ALJ:

This case which arises under the Individuals with Disabilities Education Act, 20 U.S.C.A. §§1401 to 1484(a) and C.F.R. §§300.500, was transmitted to the Office of Administrative Law for hearing and final decision on October 1, 2014.

A hearing was scheduled for December 17, 2014 and December 19, 2014. On the day of hearing the petitioner did not appear. Unsuccessful attempts were made by petitioner's attorney to contact her via mail, telephone and text messages, as more fully

detailed on the record. To date, she has not explained her nonappearance. Accordingly, the petition must be **DISMISSED** for failure to pursue a claim of action under N.J.A.C. 1:1-14.4.

ORDER

I **ORDER** that the petition be **DISMISSED**.

This decision is final pursuant to 20 U.S.C.A. § 1415(i)(1)(A) and 34 C.F.R. § 300.514 (2009) 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 (2009).

December 26, 2014
DATE
dr

LESLIE Z. CELENTANO, ALJ