



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

FINAL DECISION
APPROVING SETTLEMENT
FOR APPLICATION FOR
EMERGENT RELIEF

OAL DKT. NO. EDS 17604-18

AGENCY DKT. NO. 2019-29066

D.Z.,

Petitioner,

v.

AUDUBON BOARD OF EDUCATION

AND Y.A.L.E. SCHOOL INC.,

Respondents.

Jamie Epstein, Esq., for petitioner, D.Z.

Marc Mucciolo, Esq., for respondent, Audubon Board of Education (Methfessel & Werbel, P.C.)

Amelia Carolla, Esq., for respondent, Y.A.L.E. School, Inc. (Reisman, Carolla, Gran, attorneys)

Record Closed: December 11, 2018

Decided: December 12, 2018

BEFORE **ELAINE B. FRICK, ALJ:**

This matter was brought before this tribunal by petitioner, an adult student, upon an application for emergent relief pursuant to N.J.A.C. 6A:14-2.7 and N.J.A.C. 6A:3.1.6.

On the return date of December 11, 2018, the parties entered into a settlement agreement.

Having reviewed the terms of the written settlement agreement, identified and marked into evidence as J-1, attached hereto, and the terms having been placed upon the record, and having heard the testimony of the petitioner and the respondent's representatives, I **FIND** the following:

1. The parties have voluntarily agreed to the settlement as evidenced by their signatures or their representative's signatures on the attached document, J-1.

2. The settlement disposes of all emergent issues in controversy as raised in the application for emergent relief and is consistent with the law.

THEREFORE, I **ORDER** that the parties comply with the settlement terms and that this proceeding on the application for emergent relief be concluded.

This decision on application for emergency relief shall remain in effect until the issuance of the decision on the merits in this matter. The hearing having been requested by the parents or adult student in this matter is hereby returned to the Department of Education for a local resolution session, pursuant to 20 U.S.C.A. § 1415 (f)(1)(B)(i). 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 Programs.

December 12, 2018
DATE


ELAINE B. FRICK, ALJ

Date Received at Agency:

December 12, 2018

Date Sent to Parties:

December 13, 2018
(Emailed)

dm

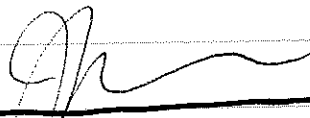
APPENDIX OF ATTACHMENTS

J-1 Emergent settlement agreement

D.Z. vs. AUDUBON BOE ; YALE SCHOOL, INC.
2019-29066
EAS 17604 - 2018


J-1
12/11/18
LWD
EWF

- 1) THE RESPONDENTS AGREE TO RETURN D.Z. TO D.Z.'S PLACEMENT AND PROGRAM AT THE Y.A.L.E. SCHOOL AS IDENTIFIED IN THE CURRENT IEP, EFFECTIVE THIS DAY. JE RD
MGM
- 2) Y.A.L.E. IS RESCINDING ITS SUSPENSION OF D.Z. EWF
MGM
- 3) THIS AGREEMENT ~~RESOLVES THE REQUEST FOR EMERGENCY RELIEF~~ ^{RESOLVES THE REQUEST FOR EMERGENCY RELIEF} ~~BASED UPON THE EMERGENCY~~ ^{ONLY} ~~APPLICABLE~~ ^{EMERGENCY}



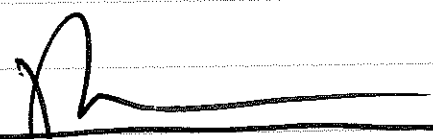
JAMIE EPSTEIN o/b/o D.Z.

12-11-18
DATE



AMELIA CAPOLA o/b/o Y.A.L.E.

12-11-18
DATE



MARC MUCCOLO o/b/o AUDUBON BOE

12/11/18
DATE