



After conferring with the parties off the Record, the parties then agreed on the Record to participate in mediation with the assistance of a mediator provided by the Office of Dispute Resolution, State Department of Education.

The parties also agreed to permit the Parents to withdraw their Request for a Due Process Hearing without prejudice.

The parties having stipulated on the Record;

IT IS THEREFORE ORDERED, that the request for a Due Process Hearing shall be and is hereby dismissed without prejudice.

DATED this 17 day of August, 2016.



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Edwin L. Litteneker  
Hearing Officer

I DO HEREBY CERTIFY that a true  
And correct copy of the foregoing  
Document was:

Mailed by regular first class mail,  
And deposited in the United States  
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To:

Lyndon Nguyen  
MSBT Law, Chtd.  
950 W. Bannock Street, Suite 520  
Boise, Idaho 83702  
[lpn@msbtlaw.com](mailto:lpn@msbtlaw.com)

Paul M. and Ronda R. Melugin  
3033 N. 3500 E  
Kimberly, Idaho 83341  
[Rmelugin1066@gmail.com](mailto:Rmelugin1066@gmail.com)

Melanie Reese  
Dispute Resolution Coordinator  
Department of Education  
P.O. Box 83720  
Boise, ID 83720-0027  
[mreese@sde.idaho.gov](mailto:mreese@sde.idaho.gov)

On this 17 day of June, 2016.



Edwin L. Litteneker

**BEFORE THE HEARING OFFICER FOR THE  
IDAHO DEPARTMENT OF EDUCATION**

D.M., by and through his parent,	)	EH-16-05-20A
PAUL MELUGIN, and stepparent, RONDA	)	
MELUGIN,	)	
	)	
Student, Petitioner,	)	
	)	<b>TRANSMITTAL</b>
and	)	<b>OF THE RECORD</b>
	)	
HANSEN SCHOOL DISTRICT NO. 415,	)	
	)	
School District, Respondent.	)	
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I, Edwin L. Litteneker, the designated Hearing Officer for the above-entitled matter hereby transmits to the Department of Education the following record:

1. Expedited Due Process Hearing Request Form, dated May 20, 2016.
2. Notice of Appearance Lyndon Nguyen, MSBT Law, dated May 23, 2016.
3. Respondent's Motion to Dismiss Expedited Hearing Request, dated May 23, 2016.
4. Letter from Lyndon Nguyen to Paul & Rhonda Melugin, dated May 23, 2016.
5. Email from Lyndon Nguyen to Melugin, dated May 24, 2016.
6. Notice of Scheduling Conference by Telephone, dated May 26, 2016 with email transmittal.
7. Email from Lyndon Nguyen to Hearing Officer, dated May 26, 2016.

8. Pre Hearing Scheduling Order, dated July 4, 2016.
9. Order Permitting Amended Filing of a Request for a Due Process Hearing, dated June 3, 2016.
10. Written Request from Melugin for Due Process Hearing Request in place of Expedited Hearing Request, dated June 6, 2016.
11. Motion to Vacate Pre Hearing Scheduling Order and Reset, dated June 7, 2016.
12. Notice of Scheduling Conference by Phone, dated June 15, 2016.
13. Email from Lyndon Nguyen, dated June 23, 2016 regarding Proposed Scheduling Order.
14. Email from Lyndon Nguyen, dated June 28, 2016 with attached Stipulation to Vacate Pre Hearing Scheduling Order and Reset.
15. Another Pre Hearing Scheduling Order, dated June 30, 2016.
16. Respondent's Motion to Dismiss, or in the Alternative, Motion for Summary Judgment and Memorandum in Support Thereof, dated July 13, 2016 with attachments.
17. Decision on Pre-Hearing Motions, dated July 29, 2016.
18. Respondent's List of Proposed Exhibits, dated August 4, 2016.
19. Respondent's List of Proposed Witnesses, dated August 4, 2016.
20. Email from Lynden Nguyen's office, dated August 8, 2016 regarding subpoenas.
21. Petitioner's Proposed Witness and Exhibits List, dated August 4, 2016.

22. Email from Hearing Officer to Lynden Nguyen, dated August 8, 2016 regarding subpoenas.
23. Email from Hearing Officer to Lynden Nguyen's office with issued Subpoenas, dated August 8, 2016.
24. District's Exhibit List.
25. Petitioner's Exhibit 100 (Exhibit 101 was not made part of the Record and is transmitted herein).
26. District's Exhibits #'s. 501-537.
27. Order, dated August 17, 2016.

Dated this 17 day of August, 2016.



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Edwin L. Litteneker  
Hearing Officer

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and correct copy of the foregoing  
document was:

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[lpn@msbtlaw.com](mailto:lpn@msbtlaw.com)

Paul M. and Ronda R. Melugin  
3033 N. 3500 E  
Kimberly, Idaho 83341  
[Rmelugin1066@gmail.com](mailto:Rmelugin1066@gmail.com)

Mailed by regular first class mail,  
And deposited in the United States  
Post Office with the original Administrative  
Record attached

To: Melanie Reese  
Dispute Resolution Coordinator  
P.O. Box 83720  
Boise, Idaho 83720-0027

DATED this 17 day of August, 2016.

  
\_\_\_\_\_  
Edwin L. Littenecker