

**BEFORE THE NEBRASKA DEPARTMENT OF EDUCATION**

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CASE NO. 19-06 SE

Petitioner,

**ORDER OF DISMISSAL**

v.

Yutan Public Schools  
1200 2<sup>nd</sup> Street  
Yutan, NE 68073

Respondent.

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On November 20, 2019, the Petitioner,

and the Respondent Yutan Public Schools, a/k/a Saunders County School District No. 0009, by and through their respective counsel, submitted a Joint Stipulation for Dismissal. The Hearing Officer finds and orders as follows:

1. Petitioner filed a Due Process Petition in the above captioned matter.
2. Respondent denied Petitioner's claims raised in the Due Process Petition.
3. Petitioner subsequently filed an Amended Due Process Petition in the above captioned matter.
4. Respondent denies Petitioner's claims raised in the Amended Due Process Petition.
5. Petitioner and Respondent have been meeting to resolve the issues raised in both the original and amended Due Process Petitions.
6. is currently a resident of Mosaic.

7. Petitioner's amended Due Process Petition in the above captioned matter is dismissed with prejudice.

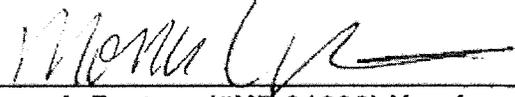
8. Respondent shall reimburse Petitioner for the actual cost of Community Inclusion day services provided by Mosaic for the months of March 2019 through July 2019, which were authorized by Petitioner without prior notice of placement or approval by Respondent. Respondent shall make payment to Petitioner in the amount of Six Thousand Seven Hundred Eighty Six Dollars and Thirty-Nine Cents (\$6,786.39) for invoices from March 2019 through June 2019 which have already been paid by Petitioner. Respondent shall make payment to Mosaic in the amount of Two Thousand Two Hundred Twenty Nine Dollars and Ninety-Eight Cents (\$2,229.98) for the July 2019 invoice which has not yet been paid by Petitioner. The total of both payments is Nine Thousand Sixteen Dollars and Thirty-Seven Cents (\$9,016.37).

8. Petitioner and Respondent will meet to review transcript and confirm what educational credits, if any, remain outstanding.

9. In the event requires additional credits, Respondent and Petitioner will develop a plan to complete such credits online prior to the end of the 2019-2020 school year, or as soon thereafter as practicable.

10. Petitioner and attorney have released and waived any additional claims related to the facts set forth in the original or Amended Petitions including for attorney fees based on the dismissed Amended Due Process Petition filed herein.

Dated this 20th day of November, 2019.



**Mona L. Burton, (#NE 21696) Hearing  
Officer**

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