Desert/Mountain SELPA
Due Process Summary
July 1, 2018 - November 9, 2018

D = Complaint Dismissed W = Complaint Withdrawn

DISTRICT												CASE ACTIVITY FOR CURRENT YEAR				
	09/10	10/11	11/12	12/13	13/14	14/15	15/16	16/17	17/18	18/19	Total	D /W	Resolution	Mediation	Settled	Hearing
Adelanto SD	0	2	0	3	6	5.5	2.5	5	3	0	27	0	0	0	0	0
Apple Valley USD	2	1.33	0	0	2	1	1.5	1.5	0	3.5	12.83	0.5	0	0	2	1
Baker USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Barstow USD	0	1	0	0	0	0	1	3.5	0	2	7.5	0	0	2	0	0
Bear Valley USD	0	0	1	0	0	0	0	1	2	0	4	0	0	0	0	0
Helendale SD	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0
Hesperia USD	2.5	1	5.5	4	3	5	7.5	7	6	5	46.5	1	0	0.5	3.5	0
Lucerne Valley USD	0	4	0	1	2	1	1	2	0	0	11	0	0	0	0	0
Needles USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Oro Grande SD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Silver Valley USD	0	0	1	0	0	0	0	0	0	0	1	0	0	0	0	0
Snowline USD	0	0	2	1	1	5	4.5	6.5	2	1	23	0	0	0	1	0
Trona USD	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Victor Elementary SD	1	1	1	1	4.33	3.33	1.83	2.5	6.5	0	22.49	0	0	0	0	0
Victor Valley Union High SD	2.5	0	2	4	3.33	4.3	7.83	4	4	4.5	36.46	1	0	1	1	1.5
Academy for Academic Excellenc	0	1.33	0	0	4	2	0	1	2	0	10.33	0	0	0	0	0
CA Charter Academy	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Desert/Mountain OPS	0	0.34	0.5	1	1.33	0.83	4.33	3	1.5	1	13.83	0.5	0	0.5	0	0
Excelsior Education Center	0	0	0	0	0	0	0	0	0	0.5	0.5	0	0	0	0.5	0
Explorer Elementary	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0
High Tech Elementary P. L.	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	0	0	0	0	0	0	0	0
High Tech Middle	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0
High Tech High	0	0	2	2	0	1	0	0	0	0	5	0	0	0	0	0
High Tech High International	0	0	0	1	2	0	0	0	0	0	3	0	0	0	0	0
High Tech High Media Arts	0	2	0	0	2	0	0	0	0	0	4	0	0	0	0	0
High Tech Middle Media Arts	0	0	0	0	0	0	0	0	2	0	2	0	0	0	0	0
High Tech High Statewide Benefi	0	1	2	0	2	1	1	3	2	0	12	0	0	0	0	0
SELPA-WIDE TOTALS	**8**	**15**	**17**	**18**	**33**	**29.96**	**33**	**40**	**34**	**17.5**	**245.44**	**3**	**0**	**4**	**8**	**2.5**

Districts showing a value of .50 above indicates that the district is a co-respondent with another district.

Districts showing a value of .25 above indicates that the district is a co-respondent with 3 other districts.

Desert/Mountain SELPA
Due Process Activity Summary
July 1, 2018 – November 9, 2018

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
1. Apple Valley USD Case No. 2018070020	1. Placement and supports 2. Levels, types, frequency & duration of services 3. Assessments and additional services 4. Denial of FAPE	06/27/18	07/05/18	N/A	08/10/18	08/22/18	8/10/18 – settlement agreement signed - CLOSED
2. Hesperia USD Case No. 2018070273 **(Sibling of Case 3)**	1. Placement and supports 2. Levels, types, frequency & duration of services 3. Assessments and additional services 4. Denial of FAPE	07/03/18	07/17/18	08/21/18	10/08/18	10/16/18 – 10/18/18	Resolution was held and no settlement was reached; parents and district agreed to attend mediation – settled at mediation - CLOSED
3. Hesperia USD Case No. 2018070287 **(Sibling of Case 2)**	1. Placement and supports 2. Levels, types, frequency & duration of services 3. Failure to hold annual IEP Team meetings 4. Behavioral assessments and supports 5. Denial of FAPE	07/03/18	07/17/18	08/21/18	09/10/18	09/18/18 – 09/20/18	Resolution was held and no settlement was reached; parents and district agreed to attend mediation – Settled at mediation - CLOSED
4. Apple Valley USD & SBCSS D/M Ops Case No. 2018071093	1. Lack of appropriate progress toward goals 2. Failure to provide BCBA behavior interventionist 3. Denial of FAPE	07/24/18	07/31/18; rescheduled to 08/15/18	N/A	09/07/18	09/19/18	8/15/18 – case withdrawn by parents at resolution – CLOSED

Desert/Mountain SELPA
Due Process Activity Summary
July 1, 2018 – November 9, 2018

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
5. Hesperia USD & Excelsior Charter School Case No. 2018071045	1. Child find; failure to assess 2. Failure to assess in all areas of suspected disability/inadequate assessment 3. Goals are not meaningful or appropriate 4. Program and supports 5. Procedural safeguards; denial of parent right to meaningfully participate in education program 6. Denial of FAPE	07/25/18	08/09/18	09/20/18	10/19/18	10/30/18-11/01/18	All-day resolution was held with parent and advocate (attorney declined to attend); offer of settlement was negotiated/tendered but full settlement has not been reached - OPEN 09/20/18 – mediation 10/04/18 – settled following mediation with written agreement
6. Hesperia USD Case No. 2018071261	1. Program and supports 2. Placement 3. Failure to assess in all areas of suspected disability 4. FBA/ERMHS Assessments 5. Speech and language assessment 6. Assistive Technology assessment 7. Denial of FAPE	07/31/18	08/13/18	N/A	09/17/18	09/26/18	8/13/18 – case settled at resolution with written agreement – CLOSED

Desert/Mountain SELPA
Due Process Activity Summary
July 1, 2018 – November 9, 2018

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
7. Hesperia USD Case No. 2018080008	1. Failure to conduct triennial assessment 2. Failure to assess in all areas of suspected disability 3. Supports and services 4. Procedural safeguards; denial of parent right to meaningfully participate in education program 5. PLPs and goals 6. Denial of FAPE	08/01/18	08/13/18	N/A	09/17/18	09/25/18	Prior to resolution, LEA learned parent had not been a resident of the district nor resided at the address listed in the complaint prior to the end of 17/18 school year; parent had not filed Inter-District Transfer for student or his five siblings. At resolution, parent admitted her address was not within district boundaries and her attorney stopped the resolution in order to address the factual inconsistencies in the complaint – 08/28/18 - withdrawn at resolution - CLOSED
8. Victor Valley UHSD Case No. 2018080981	1. Placement and supports 2. Assessments and additional supports 3. FAPE	08/23/18 10/26/18	09/05/18	N/A	10/08/18	10/17/18	09/05/18 – resolution meeting 10/04/18 – awaiting NPS placement decision 10/26/18 – still awaiting resolution settlement agreement – delayed due to placement options and death in the family

Desert/Mountain SELPA
Due Process Activity Summary
July 1, 2018 – November 9, 2018

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
9. Apple Valley USD D/M Operations Case No. 2018090014	1. Placement and supports 2. Assessments 3. LRE 4. FAPE	08/31/18	09/13/18	N/A	10/19/18	10/25/18	09/13/18 – resolution meeting – agreed to reconvene after NPS visits take place
10. Victor Valley UHSD Case No. 2018090033	1. Placement and supports 2. Assessments 3. FAPE	08/31/18	09/28/18		09/28/18	10/12/18	9/28/18 – CLOSED written settlement county provision w/1:1 aide, not stayput; transportation; IEE for SLA & AAC;
11. Apple Valley USD & Victor Valley UHSD Case No. 2018090305	1. Withheld info when failed to offer behavior plan 2. Denied FAPE when failed to address behaviors 3. Deprived of Ed Benefit when failed to provide AAC 4. Denied FAPE – no SLP assessment	09/14/18	10/02/18		10/29/18	11/06/18	Pursuing the waiving of statute of limitations; likely going to hearing; seeking placement 10/26/18 – placement issue
12. Victor Valley UHSD Case No. 2018090720	1. Academic struggles; SL deficits; behavior problems	09/18/18	10/02/18		11/05/18	11/14/18	10/26/18 – agreed to requested IEE, parent refused to sign; student expelled May 2018 for assault on teacher; resolution stopped by attorney

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Due Process Activity Summary
July 1, 2018 – November 9, 2018

13. Barstow USD Case No. 2018090940	1. Failure to hold IEP pursuant to assessment of 9/28/17 2. Goals not reasonably calculated 3. Failure to conduct ERMHS 4. Denied FAPE with no referral for CAPD	09/25/18	10/22/18		11/06/18	11/20/18	10/22/18 – resolution meeting scheduled 10/26/18 – awaiting settlement agreement
14. Apple Valley USD Case No. 2018090891	1. Failure to assess 2. Child Find	09/27/18	10/03/18				10/03/18 – settled at resolution meeting; provide assessment; provide comp. ed.
15. Victor Valley UHSD Case No. 2018090862	1. Denial of FAPE 2. LRE placement	09/25/18	10/10/18		11/09/18	11/20/18	Withdrawn
16. Snowline JUSD Case No. 2018100029	1. Appropriate placement and services	09/28/18	10/10/18		11/19/18	11/27/18	10/18/18 – settled at resolution meeting 1. Behavior intervention training 2. NPA at training 3. IEE - FBA
17. Barstow USD Case No. 2018100504	1. Ongoing behavior issues 2. Denial of FAPE	10/09/18	10/23/18		11/19/18	11/29/18	Seeking comp ed IEE – Psycho Ed, FBA BII/BCBA, ERMS
18. Hesperia USD Case No. 2018100445	1. Child Find 2. Failure to assess in all areas 3. Procedural	10/09/18	Waived		11/26/18	12/04/18	Awaiting mediation date

Desert /Mountain SELPA
Legal Expense Summary
As of November 9, 2018

2000-2001	$39,301.51
2001-2002	$97,094.90
2002-2003	$37,695.13
2003-2004	$100,013.02
2004-2005	$136,514.09
2005-2006	$191,605.08
2006-2007	$140,793.00
2007-2008	$171,614.04
2008-2009	$263,390.71
2009-2010	$114,076.96
2010-2011	$293,578.50
2011-2012	$567,958.10
2012-2013	$321,646.04
2013-2014	$250,372.65
2014-2015	$297,277.76
2015-2016	$204,756.26
2016-2017	$233,130.03
2017-2018	$247,459.52
2018-2019	$67,234.54

Desert/Mountain Charter SELPA
Due Process Summary
July 1, 2018 - November 9, 2018

D = Complaint Dismissed W = Complaint Withdrawn

DISTRICT											CASE ACTIVITY FOR CURRENT YEAR				
	13/14	14/15	15/16	16/17	17/18	18/19			Total		D /W	Resolution	Mediation	Settled	Hearing
Allegiance STEAM Acad - Thrive	N/A	N/A	N/A	N/A	N/A	0			0		0	0	0	0	0
Aveson Global Leadership Acad	N/A	N/A	2	1	5	1			9		0	0	1	0	0
Aveson School of Leaders	N/A	N/A	0	3	1	1			5		0	0	1	0	0
Ballington Acad for Arts & Sci	N/A	N/A	N/A	N/A	0	2			2		0	0	0	2	0
Desert Trails Prep Academy	0	0	0	0	0	0			0		0	0	0	0	0
Encore Junior/Senior High School	0	0	0	0	0	0			0		0	0	0	0	0
Encore High School, Riverside	N/A	N/A	0	0	0	0			0		0	0	0	0	0
Julia Lee Performing Arts Acad	N/A	N/A	N/A	N/A	N/A	0			0						
LaVerne Elem Preparatory	0	0	0	0	0	0.5			0.5		0	0	0.5	0	0
Odyssey Charter School	N/A	N/A	0	0	0	0			0		0	0	0	0	0
Odyssey Charter School - South	N/A	N/A	N/A	N/A	N/A	0			0						
Pasadena Rosebud Academy	N/A	N/A	N/A	N/A	N/A	0			0						
Pathways to College	0	0	0	0	0	0			0		0	0	0	0	0
Taylion High Desert Academy	0	0	0	0	0	0			0		0	0	0	0	0
5															
SELPA-WIDE TOTALS	**0**	**0**	**2**	**4**	**6**	**4.5**			**16.5**		**0**	**0**	**2.5**	**2**	**0**

Desert/Mountain Charter SELPA
Due Process Activity Summary
July 1, 2018 – November 9, 2018

LEA Case Number	Issue(s)	Date Filed	Resolution Scheduled	Mediation Scheduled	Pre-Hearing Conference	Due Process Hearing	Status
1. Ballington Academy for the Arts & Sciences Case No. 2018090779	1. Child Find: Failure to assess 2. Denial of FAPE	09/19/18	10/09/18		11/02/18	11/14/18	10/09/18 - resolution meeting scheduled 10/09/18 - settled at resolution - CLOSED
2. Ballington Academy for the Arts & Sciences Case No. 2018090777	1. Not appropriately assessed in all areas of suspected disability 2. Did not offer goals 3. Did not offer services in all areas of suspected disability 4. Did not address behavior needs 5. Placement 6. Incomplete IEP team 7. Inappropriate OT exit 8. Denial of FAPE	09/19/18	10/09/18		11/02/18	11/15/18	10/09/18 - resolution meeting scheduled 10/09/18 - settled at resolution - CLOSED

Desert/Mountain Charter SELPA
Due Process Activity Summary
July 1, 2018 – November 9, 2018

3. LaVerne Elem Prep Academy Case No. 2018100445	1. Child Find between 2011 and 2018 2. Failure to assess in all areas of suspected disability SLP, OT, FBA, AT, health, ERMS 3. Violation of procedural safeguards 4. Failure to design appropriate program 5. No PWN for refusal of OT exam 6. Impeded parent participation by not providing timely records 7. Denial of FAPE	10/09/18	WAIVED		11/26/18	12/04/18	Resolution meeting waived Awaiting mediation date

Desert /Mountain Charter SELPA
Legal Expense Summary
As of November 9, 2018

2000-2001	$ -
2001-2002	$ -
2002-2003	$ -
2003-2004	$ -
2004-2005	$ -
2005-2006	$ -
2006-2007	$ -
2007-2008	$ -
2008-2009	$ -
2009-2010	$ -
2010-2011	$ -
2011-2012	$ -
2012-2013	$ -
2013-2014	$ -
2014-2015	$ -
2015-2016	$ 7,378.00
2016-2017	$ 33,886.61
2017-2018	$ 70,994.67
2018-2019	$ 3,472.50