

STATE OF NORTH CAROLINA
COUNTY OF

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
25 EDC 04420

<p>Student, by and through his parent, Parent, Petitioner,</p> <p>v.</p> <p>Board of Education, Respondent.</p>	<p>REDACTED CONSENT FINAL DECISION</p>
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Pursuant to the Individuals with Disabilities Education Act of 2004 (“IDEA”), 20 U.S.C. §§ 1400 *et seq.*; N.C. Gen. Stat. §§ 115C-109.6 *et seq.*; and Article 3 of Chapter 150B of the General Statutes, the Parties announced in open court on January 14, 2026 that they have settled all claims that the Petitioners raised or could have raised in the Petition filed at OAH Docket No. 25 EDC 04420 through the date of the filing of the Petition on December 1, 2025. With communication that all matters had been settled, the matter was removed from the hearing calendar. But for the communication that all issues had been settled, the matter would have been concluded by a hearing on the merits.

Based on the mutual promises and releases contained in the “Settlement Agreement” (“Agreement”) attached as Exhibit A and incorporated fully herein by reference, the Tribunal finds that this Agreement constitutes good and valuable consideration for the mutual promises exchanged. Moreover, the Parties entered into the Agreement willingly with the advice of competent legal counsel.

Per the stipulation of the Parties, this Agreement is entered as a Final Decision by Consent (“Consent Final Decision”). This Consent Final Decision and IDEA Settlement Agreement is legally binding under 20 U.S.C. § 1415(e)(2)(F)(3) and is enforceable in any State court of competent jurisdiction or in a District court of the United States and in any State administrative forum provide for in the IDEA per N.C. Gen. Stat. § 115C-109.4(h).

CONSENT FINAL DECISION

THEREFORE, BASED ON THE FOREGOING, the IDEA Settlement Agreement is hereby fully incorporated herein by reference and entered as a Consent Final Decision; therefore, all claims now being adjudicated by stipulation, the contested case petition is **DISMISSED WITH PREJUDICE**.

By the terms of the Consent Order Sealing Case issued on February 2, 2026, the specific terms of this Consent Final Decision contained in the Settlement Agreement are **SEALED** and **SHALL NOT** be included in the Redacted Consent Final Decision.

NOTICE OF APPEAL RIGHTS

In accordance with the Individuals with Disabilities Education Act and North Carolina's Education of Children with Disabilities laws, the parties have appeal rights regarding this Final Decision.

Any party aggrieved by the findings and decision of an Administrative Law Judge may under N.C. Gen. Stat. § 115C-109.6 institute a civil action in State court within thirty (30) days after receipt of the notice of the decision or under 20 U.S.C. § 1415 a civil action in federal court within ninety (90) days after receipt of the notice of the decision.

Because the Office of Administrative Hearings may be required to file the official record in the contested case with the State or federal court, a copy of the Petition for Judicial Review or Federal Complaint must be sent to the Office of Administrative Hearings at the time the appeal is initiated in order to ensure the timely preparation of the record.

STAY OF FINAL DECISION

This Final Decision is immediately enforceable by the State Board of Education and remains in effect until the party aggrieved moves the reviewing court for a Stay of the Final Decision and the reviewing court grants the Stay pursuant to N.C. Gen. Stat. § 150B-48.

IT IS SO ORDERED.

This the 3rd day of February, 2026.



Stacey Bice Bawtinheimer
Administrative Law Judge

