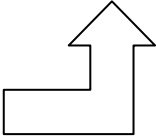
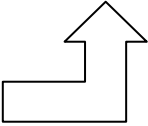
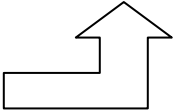
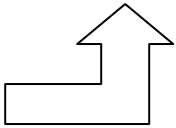


# UTAH SPECIAL EDUCATION Dispute Resolution System

|                                          |                                             |                                                                                                                                                                                                |                                                     |                                                                                       |
|------------------------------------------|---------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------|---------------------------------------------------------------------------------------|
| No time limits. Usually months to years. | Supreme Court                               | Decision is binding for the entire country.                                                                                                                                                    |                                                     |                                                                                       |
|                                          | 10th Circuit Court                          | Decision is binding for all areas in the circuit's jurisdiction. Agencies in other circuits use as guidance.                                                                                   | May be appealed to Supreme Court.                   |    |
|                                          | Federal District Court<br>OR<br>State Court | Decision applies to the specific case. Used as guidance by other courts and agencies.                                                                                                          | May be appealed to 10th Circuit Court.              |    |
| Forty-five (45) days                     | Due Process Hearing                         | Filed with USOE. DPHO appointed. Decision applies to the specific case only. These decisions are often read by other Hearing Officers and Complaint Investigators in all parts of the country. | May be taken to district court.                     |    |
| Sixty (60) days                          | Formal State Complaint                      | Appeal decision to USOE. Independent investigation and decision. USOE Complaint Investigator's decision is final.                                                                              | No appeal.                                          |                                                                                       |
|                                          | Formal State Complaint                      | Filed with local district superintendent, copied to USOE. District investigation and decision.                                                                                                 | May be appealed to USOE within 10 days.             |  |
| No timeline                              | Mediation                                   | Available at any time by request of parent or district. Both parties must agree to process. Trained mediator assigned by USOE. Settlement agreement binding on both parties.                   | Enforceable by USOE and court.                      |                                                                                       |
| About sixty (60) days                    | Problem Solving Facilitation                | Requested by district or parent at any time through one of four entry points. Both parties must agree to process. USOE-assigned facilitator keeps communication open to resolve concerns.      | Process available in Utah in 2005-2006 school year. |                                                                                       |