

Representing the Special Education Child

Peter W. D. Wright, Esq.

I. The Statute & Regulations: The Individuals with Disabilities Education Act of 1997

- History and Overview
- Purpose
- Eligibility
- Evaluations
- IEPs and Appendix A
- Procedural Safeguards
- Discipline and Manifestation Determination Hearings
- Due Process Hearings
- Appeals
- Attorney's Fees

II. The Case Law

- U. S. Supreme Court (Rowley, Burlington, Honig, Carter, Garret F.
- U. S. Circuit Court of Appeals
- Emerging Caselaw: Damages, abuse by school officials, ABA/Lovaas cases

III. Other Laws

- Section 504
- FERPA
- ADA

IV. The Facts of the Case

- History of the case
- Violations: Notices, Meetings, Parental Participation
- Assessments and Evaluations
- Eligibility: Denial of or termination of services
- IEPs
- Methodology
- Discipline: Suspension and Expulsions

V. The Anatomy of Your Case

- Crisis: The parent's initial telephone call
- Pre Trial Preparation
- The Special Education Due Process Hearing
- Post Trial Steps
- Appeal

VI. Ethical Considerations