

**COMPLAINT INVESTIGATION SUMMARY**

COMPLAINT NUMBER:	CP-304-2008
COMPLAINT INVESTIGATOR:	Brenda Alyea
DATE OF COMPLAINT:	November 30, 2007
DATE OF REPORT:	December 20, 2007
REQUEST FOR RECONSIDERATION:	N/A
DATE OF CLOSURE:	January 14, 2008

**COMPLAINT ISSUES:**

Whether the Gary Community School Corporation violated:

511 IAC 7-27-7(a) by failing to implement the student's individualized education program (IEP) as written, specifically with respect to a one-on-one paraprofessional for the student.

**FINDINGS OF FACT:**

1. The Student, 15 years old, is identified as a student with Autism Spectrum Disorder, primary and Multiple Disabilities, secondary, and has been determined eligible for special education and related services.
2. An IEP dated November 16, 2007, Goal #1, indicates that the Student "needs the assistance of a one-on-one para..."
3. The IEP dated November 16, 2007, included case conference meeting notes that the Student must have a one-on-one paraprofessional for engaging in school work and to address a history of running from the classroom and aggressive behaviors.
4. During a telephone conversation, the parent indicated that the Student has always had a one-on-one paraprofessional assigned. However, she had visited the classroom on two separate occasions during the past week prior to filing the complaint and that although there was a paraprofessional assigned to the classroom, there was no paraprofessional present on the occasions of both visits who was assigned to the Student.
5. The paraprofessional assignment code sheets indicate that Para "A" is the classroom paraprofessional; Para "B" is a paraprofessional in the classroom and assigned to another student.
6. The code sheet for Para "C" included a sentence that stated, "This paraprofessional was assigned to the Student as of December 7, 2007." No paraprofessional assignment sheet indicated that a paraprofessional was assigned prior to that date.

**CONCLUSIONS:**

1. Finding of fact # 6 indicates that no documentation exists to indicate that a paraprofessional was assigned to this Student prior to December 7, 2007. Therefore a violation of 511 IAC 7-27-7(a) is found. However, finding of # 6 indicates that a one-on-one paraprofessional was assigned to the Student on December 7, 2007. Therefore, no further corrective action is required.

The Department of Education, Division of Exceptional Learners requires no corrective action based on the Findings of Fact and Conclusions listed above.