

‘TABLE TALK” #3

1. What do you see as the main legal issues in the following scenario?
2. What will you focus on?
3. What are you most concerned about?
4. What do you see as parties’ potential positions/interests?

Joey is a 1st grader with an IEP for Other Health Impaired (OHI) due to a medical diagnosis of ADHD. He has a Behavior Intervention Plan (BIP) created at his IEP last May in Kindergarten. Mother gets a call from the school to come pick him up early an average of 3 days a week due to behavioral issues. Mother feels that the BIP was not created based on data regarding the behaviors he displays in school. Mother has offered suggestions she and his therapist feel might help, but the school will not update the behavior plan. The district feels Mother should put Joey on stronger medication.