

**04-698 SCHAFFER V. WEAST**

DECISION BELOW: 377 F3d 449

LOWER COURT CASE NUMBER: 03-1030

**QUESTION PRESENTED:**

Under the Individuals with Disabilities Education Act, when parents of a disabled child and a local school district reach an impasse over the child's individualized education program, either side has a right to bring the dispute to an administrative hearing officer for resolution. At the hearing, which side has the burden of proof -the parents or the school district?

CERT. GRANTED 2/22/2005