



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

ALLEGATION OF VIOLATION FORM

Use this form to submit complaints for alleged violations of the Individuals with Disability Education Act (IDEA), 20 U.S.C.A. §§ 1400 to 1482, by an Administrative Law Judge (ALJ) before the ALJ has issued a final decision on the merits of your case. The recognized categories of alleged violations are listed below. Submit the form to [Monitor's email address]. This form may be found at [NJDOE website], [NJOAL website], and **njspecialsettlement.info**.

PART ONE

I. Case Information

Case Name: _____

OAL Docket No.: _____

Agency Ref. No: _____

ALJ Name: _____

II. Alleged Violations *(Check all that apply)*

☐	The ALJ allowed a motion to be filed other than one of the following without leave of the tribunal: • an amended complaint notice under 20 U.S.C. 1415(c)(2)(E); • a motion to bar evidence under 20 U.S.C. 1415(f)(2)(B) and N.J.A.C. 1:6A-10.1; • an application for emergency relief under N.J.A.C. 1:6A-12.1(a); • a motion for an independent educational evaluation under N.J.A.C. 1:6A-14.4.
☐	The ALJ failed to maintain "the then-current educational placement" (aka 'Stay Put') of the child as a preliminary injunction in violation of 20 U.S.C. 1415(j) and applied the standard for emergency relief contained in N.J.A.C. 1:6A-12.1(e).

☐	The ALJ failed to permit parents and/or their representative to inspect and review education records relating to their children without unnecessary delay and before any meeting regarding an IEP or any resolution session or any hearing in violation of 34 C.F.R. 300.613 and N.J.A.C. 6A:14-2.9.
☐	The ALJ required formal discovery in violation of N.J.A.C. 1:6A-10.1.
☐	The ALJ converted the first scheduled hearing into a mandatory settlement conference without the consent of the parties in violation of the consent decree and settlement agreement in [this litigation].
☐	The ALJ failed to exclude evidence at hearing, which had not been disclosed to that party at least five (5) business days before the hearing, unless the ALJ determined that the evidence could not reasonably have been disclosed within that time, in violation of N.J.A.C. 1:6A-10.1(c).
☐	The ALJ is not qualified to preside over the due process hearing in violation of 20 U.S.C. 1415(f)(3)(A).

III. Date(s) of Alleged Violation(s)

PART TWO

I. Detailed Description of Alleged Violation(s)

II. Signature and Date

Your Name (Printed): _____

Today's Date: _____

Your Signature: _____