

**08-305 FOREST GROVE SCHOOL DISTRICT V. T.A.**

DECISION BELOW: 523 F.3d 1078

LOWER COURT CASE NUMBER: 05-35641

**QUESTION PRESENTED:**

This case presents the question on which the Court granted certiorari, but was unable to resolve, in Board of Education v. Tom F. ex rel. Gilbert F., 128 S. Ct. 1 (2007) (per curiam):

Whether the Individuals with Disabilities Education Act permits a tuition reimbursement award against a school district and in favor of parents who unilaterally place their child in private school, where the child had not previously received special education and related services under the authority of a public agency.

**EXPEDITED BRIEFING SCHEDULE.**

**CERT. GRANTED 1/16/2009**