



BULLIS CHARTER SCHOOL

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September 12, 2012

Dear BCS Parents,

On behalf of the BCS Board, I am writing to inform you about current and upcoming legal activity.

BCS today filed a related court action regarding the ongoing and repeated failure over many years of LASD to share public school facilities fairly. BCS has asked that the matter be consolidated with its existing case before the Honorable Judge Patricia M. Lucas of the Santa Clara County Superior Court.

We are pressing forward in this manner for several reasons. First, despite the decisive Court of Appeal ruling last year, LASD has sought to procedurally block any substantive consideration of the issues currently in dispute by arguing that only a new action allows Judge Lucas to address them. While Judge Lucas has not ruled on this procedural point, we filed this related action in order to accelerate relief and ensure that the Court may substantively consider *all* of LASD's many ongoing legal violations without further delay.

Second, in addition to renegeing on the May 7th Mediated Agreement, LASD reneged on key points in their Final Offer of Facilities for 2012-13. LASD lawyers announced the evening before this school year began that BCS would not have access to the nearly 5,000 square feet of the city gym (or alternatively, a newly constructed reasonably equivalent multi-purpose room) that it had provided in the Final Offer. Instead LASD is now offering use of Egan's much smaller (1920 sq. ft.) former music room for recreational space. LASD also informed us they would no longer provide BCS with *any* allocation of space at all for the large spaces used at District schools to provide childcare, again renegeing on its Final Offer of Facilities. This continued pattern of renegeing on agreements, and blatant refusal to share space equitably, is aimed at denying parents the right to choose the best public school for their children.

In the coming days, LASD has indicated that they will likely sue for access to personal information about BCS students. They have already attempted unsuccessfully to make the absurd claim that BCS should obtain and provide the District with information about the personal net worth and income of BCS families. These are examples of a public institution overreaching its bounds to demand personal and private information about you and your child. The Santa Clara County Office of Education (SCCOE) also has rejected LASD efforts to obtain personal information about BCS families from its office. We will stand firm and protect your rights.

As we forge ahead, we appreciate the efforts of the Trial and Appellate Courts, the support of the education reform community, our chartering agency, our greater community, and in particular, you, our parents.

As usual, all legal documents are posted on the BCS website at bullischarterschool.com/superiorcourtfilings.

Rest assured that none of these actions will distract our teachers and administrators from ensuring that your children receive the best that BCS has to offer. We are proud to serve more than 515 students and are honored that you choose to be a part of our community.

Sincerely,

Ken Moore
BCS Board Chair