



MEETING OF: June 13, 2017

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TITLE: Approval of Fisher/Mendoza, et al. v. TUSD Legal Fees Settlement for Fourth Quarter - Mendoza Class

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ITEM #: 42

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Information:

Study:

Action: X

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PURPOSE:

To approve the requested amount of \$64,719.85 inclusive of fees and costs, payable to the Mexican American Legal Defense and Education Fund, for the fourth quarter of 2016.

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DESCRIPTION AND JUSTIFICATION:

Pursuant to 42 USC Section 1988, the District is responsible for the payment of reasonable attorney's fees incurred in connection with the representation of the plaintiff classes under the consent decree in Fisher-Mendoza. Counsel for the Mendoza class submits its fee invoices quarterly pursuant to the fee agreement.

On March 10, 2017, TUSD received the Mendoza Plaintiffs' request for the period of October 1, 2016 through December 31, 2016 in the amount of \$68,215.00 in attorney fees and \$2,049.85 in costs for a total of \$70,264.85. TUSD counsel has carefully reviewed the request and is recommending payment of \$62,670.00 in attorney fees and \$2,049.85 in costs. TUSD counsel has offered this amount as a full settlement and Mendoza counsel has accepted.

Sam Brown will be present to answer any questions.

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BOARD POLICY CONSIDERATIONS:

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LEGAL CONSIDERATIONS:

For all Intergovernmental Agreements (IGAs), Initiator of Agenda Item provides the name of the agency responsible for recording the Agreement after approval:

For amendments to current IGAs, Initiator provides original IGA recording number:

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Legal Advisor Signature (if applicable)

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BUDGET CONSIDERATIONS:

\_\_\_\_ District Budget  
\_\_\_\_ State/Federal Funds

Budget Certification (for use by Office of Financial Services only):

Date

I certify that funds for this expenditure in the amount of \$ are


Other	
<u>Budget Cost</u>	<u>Budget Code</u>
\$64,719.85	001.511.2310.6820.5069.80103.5069

available and may be:  
Authorized from current year budget  
Authorized with School Board approval  
Code:    Fund:

INITIATOR(S):

Todd A. Jaeger, J.D., General Counsel		06/01/17
Name	Title	Date

DOCUMENTS ATTACHED/ ON FILE IN BOARD OFFICE:

<u>ATTACHMENTS:</u>
Click to download
 <a href="#">Mendoza Fees &amp; Costs for Fourth Quarter 2016</a>

TUCSON UNIFIED SCHOOL DISTRICT	BOARD AGENDA ITEM CONTINUATION SHEET
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