TUSD
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TUCSON UNIFIED SCHOOL DISTRICT

MEETING OF:	October 3, 2018

TITLE:	Consideration of legal response or action following Federal Court Order dated 9/6/18

ITEM #:	4

Information:

Study:	X
Action:	X

PURPOSE:

To consider instructing the Governing Board's legal representatives on its response and/or action based on the Order issued by the Federal District Court on 9/6/18.

DESCRIPTION AND JUSTIFICATION:

On September 6, 2018, the Federal District Court issued a lengthy order in the Fisher et als v. Tucson Unified School District. In the order, the Court granted unitary status to TUSD, in Part, and also denied it in other respects. In the process, the Court detailed a number of actions required of the District before the Court will consider granting full unitary status.

The Governing Board has received legal advice in duly-convened executive sessions, and, individually, the opportunity to ask questions of its counsel in an otherwise privileged environment regarding the order. At this point, the Governing Board will have the opportunity to provide direction to its attorneys regarding next steps in pleadings or other response to the Court's order.

BOARD POLICY CONSIDERATIONS:

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:

_____

Legal Advisor Signature (if applicable)

BUDGET CONSIDERATIONS:

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

	District Budget
	State/Federal Funds
	Other
Budget Cost	**Budget Code**

Date

I certify that funds for this expenditure in the amount of $ are available and may be:

Authorized from current year budget

Authorized with School Board approval

Code: Fund:

INITIATOR(S):

Robert S. Ross, Jr., General Counsel   09/27/18

Name	Title	Date

DOCUMENTS ATTACHED/ ON FILE IN BOARD OFFICE:

ATTACHMENTS:
Click to download
No Attachments Available

TUCSON UNIFIED SCHOOL DISTRICT   **BOARD AGENDA ITEM CONTINUATION SHEET**