

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA**

Roy and Josie Fisher, et al.,

Plaintiffs,

v.

United States of America,

Plaintiff-Intervenor,

v.

Anita Lohr, et al.,

Defendants,

and

Sidney L. Sutton, et al.,

Defendants-Intervenors,

CV 74-90 TUC DCB  
(Lead Case)

Maria Mendoza, et al.,

Plaintiffs,

United States of America,

Plaintiff-Intervenor,

v.

Tucson Unified School District No. One, et al.,

Defendants.

CV 74-204 TUC DCB  
(Consolidated Case)



- 1 a. There is little evidence that unguided online courses are effective ways to learn
- 2 how to do something (as opposed to learn about something).
- 3 b. The TTLs must carry a full course load and are not available to meet with and
- 4 observe teachers utilizing technology in their classrooms.
- 5 c. Neither the courses nor the support TTLs provide teachers deal very much with
- 6 instruction.
- 7

8 4. Training being proposed would not pass the standards of effective professional  
9 learning the District proposes to use to evaluate professional development nor is it job-embedded,  
10 an approach to professional development to which the District says it is committed.

11 In its Objection to the Special Master’s Report and Recommendation, the District does not  
12 counter any of the Special Master’s seven reasons why the District plan is inadequate nor does the  
13 District argue that the five actions the Special Master recommends that the Court require the  
14 District to do are unnecessary, unreasonable, or infeasible.

15 The District has invested millions of dollars to improve student access to technology. It  
16 makes sense to invest meaningfully to improve teacher capabilities to use this technology to  
17 enhance student learning.

18  
19  
20 **Recommendation**

21 The Court should not grant partial unitary status to the District for professional  
22 development related to technology until the District takes the following additional actions (which  
23 are the same as those in the Special Master’s Report and Recommendation Regarding  
24 Professional Learning for Technology):

- 25 1. Include a greater number of instruction-related items in the test/survey used to
- 26 assess teacher proficiency and develop a procedure for auditing the accuracy of individual
- 27 teachers’ self-assessment.
- 28



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that on March 27, 2019, I electronically submitted the foregoing via the CM/ECF Electronic Notification System and transmittal of a Notice of Electronic Filing provided to all parties that have filed a notice of appearance in the District Court Case.

---

Andrew H. Marks for  
Dr. Willis D. Hawley,  
Special Master