

**TUCSON UNIFIED SCHOOL DISTRICT
LEGAL DEPARTMENT**

1010 E. Tenth Street
Tucson, Arizona 85719
Telephone: (520) 225-6040
Robert S. Ross (State Bar No. 023430)
Robert.Ross@tusd1.org
Samuel E. Brown (State Bar No. 027474)
Samuel.Brown@tusd1.org

STEPTOE & JOHNSON LLP

201 East Washington Street, Suite 1600
Phoenix, Arizona 85004-2382
Telephone: (602) 257-5200
Facsimile: (602) 257-5299
P. Bruce Converse (State Bar No. 005868)
bconverse@steptoe.com
Timothy W. Overton (State Bar No. 025669)
toverton@Steptoe.com

*Attorneys for Tucson Unified
School District No. 1*

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

Roy and Josie Fisher, et al., Plaintiffs,	4:74-cv-00090-DCB (Lead Case)
v.	
Tucson Unified School District No. 1, et al., Defendants.	

Maria Mendoza, et al., Plaintiffs,	CV 74-204 TUC DCB (Consolidated Case)
v.	
Tucson Unified School District No. 1, et al. Defendants.	

**SUPPLEMENTAL
NOTICE AND REPORT OF COMPLIANCE:
CERTIFICATION AND SUPPORT
FOR FIRST YEAR TEACHERS AT CERTAIN SCHOOLS**

1 The Court directed the District to modify its certification and support processes
2 for first-year teachers at racially concentrated or underperforming schools, in
3 accordance with the terms of its order dated April 22, 2019 (ECF 2217), and to file a
4 supplemental notice of compliance within 30 days. This supplemental notice reports on
5 the efforts of the District to comply with the Court's directives.¹

6 First, the District proposes the form attached as Exhibit A, to be completed
7 whenever the District finds it necessary to hire a first year teacher for a position at a
8 racially concentrated or underperforming school.

9 Second, the District conducted a study of strategies to mitigate any effects of a
10 first year teacher at a racially concentrated or underperforming school, analyzed which
11 were feasible given budget limitations, collaborated with the Special Master, and
12 developed a plan for support of first-year teachers in SY19-20. The report on that study
13 and resulting plan is attached as Exhibit B.

14 The District again respectfully submits that it has complied with the Court's
15 orders, and requests that the Court grant partial unitary status in this area of District
16 operations (USP IV.E).²

17
18
19
20
21
22

23 _____
24 ¹ The District developed the study and plan, met with the Special Master in early
25 May regarding the approach, incorporated comments, revised and finalized the plan,
submitted it again to the Special Master, and then again incorporated his comments.

26 ² The District submits this notice and report without waiver of its objections that
27 there is no basis in fact or law for continued federal court supervision of the District in
28 this or any other area, including the requirement of preparing the attached study, given
the findings of Judge Frey in 1978, subsequent rulings of this Court, and the record
herein. The District recognizes that the Court has overruled these objections, and that
they are the subject of a pending appeal before the 9th Circuit.

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

RESPECTFULLY SUBMITTED this 22nd day of May, 2019.

STEPTOE & JOHNSON LLP

By /s/ P. Bruce Converse
P. Bruce Converse
Timothy W. Overton

**TUCSON UNIFIED SCHOOL DISTRICT
LEGAL DEPARTMENT**

Robert S. Ross
Samuel E. Brown
Attorneys for Tucson Unified School District
No. 1

CERTIFICATE OF SERVICE

1
2 The foregoing document was filed with the Court electronically through the
3 CM/ECF system this 22nd day of May, 2019, causing all parties or counsel to be served
4 by electronic means, as more fully reflected in the Notice of Electronic Filing.
5

6
7 /s/ P. Bruce Converse
8 Employee of Steptoe & Johnson LLP
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28