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Tucson Unified School District No. 1

12 **IN THE UNITED STATES DISTRICT COURT**
13 **FOR THE DISTRICT OF ARIZONA**

14 Roy and Josie Fisher, et al.,
15 Plaintiffs,
16 v.
17 Tucson Unified School District No. 1, et al.,
18 Defendants.
19 Maria Mendoza, et al.,
20 Plaintiffs,
21 v.
22 Tucson Unified School District No. 1, et al.,
23 Defendants.

4:74-cv-0090-DCB
(Lead Case)

4:74-cv-0204 TUC DCB
(Consolidated Case)

24 **NOTICE OF FILING:**
25 **ELL ACTION PLAN FOR DROPOUT PREVENTION**
26

1 The Court directed the District to prepare and file an ELL Action Plan for dropout
2 prevention. [ECF 2123 at 140, 151.] The District filed its ELL Action Plan for dropout
3 prevention on December 6, 2018. [ECF 2153-1.] In a subsequent order, the Court directed
4 the District to revise the plan to include family engagement strategies and to identify the
5 roles and responsibilities of the departments involved in the plan. [ECF 2213, at 11-12.]
6 The revised plan is attached hereto as Exhibit A.

7 The District respectfully submits that it has complied with the Court's orders, and
8 has met the USP requirements for dropout prevention and ELL students as shown by the
9 record herein, including its annual reports and its prior assessment of compliance.¹
10 Accordingly, the District requests that the Court grant unitary status in this area of District
11 operations (USP § V.E.1.b.i).²

12 Dated this 30th day of August, 2019.

13 Respectfully submitted,

14 /s/P. Bruce Converse

15 P. Bruce Converse

16 Timothy W. Overton

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20 *Attorneys for Tucson Unified School*

21 *District No. 1*

22 _____
23 ¹ Compliance with USP requirements for ELL students and dropout prevention is
24 addressed in the record at the following specific locations incorporated herein by
25 reference: ECF 2057-1, pp. 242-262 and appendices cited therein; ECF 2124-1, pp. 79-
26 82 and appendices cited therein; ECF 2075-5, pp. 39-72, 290-311 and documents cited
therein.

² The District submits this notice filing without waiver of its position that there is no
basis in fact or law for continued federal court supervision of the District in this or any
other area, including the requirement of preparing the attached plan, 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, but wishes to make
clear that they are preserved for appeal.

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CERTIFICATE OF SERVICE

I hereby certify that on the 30th day of August, 2019, I electronically transmitted the attached foregoing document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic filing to all CM/ECF registrants.

/s/ P. Bruce Converse