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TUCSON UNIFIED SCHOOL DISTRICT
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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 AND REPORT OF COMPLIANCE:**
25 **FCI SCORES**
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1 The Court directed the Special Master to file a notice and report of compliance for
2 FCI Scores recalculated using original weights for each category. The District submitted
3 the report attached hereto as Exhibit A to the Special Master to enable him to file the
4 appropriate notice. The report shows that the District filed the FCI Scores using the
5 original weights for each category in its Annual Report for the SY17-18 school year, filed
6 on October 1, 2018 (ECF 2136-1, pp. 2-6). Indeed, since the District has always reported
7 the raw scores in each category before weighting, it has always been possible for anyone
8 to calculate the scores based on original weights, using the reports that the District
9 submitted for the 2015-16 and 2016-17 school years, with only few minutes' effort.
10 Nonetheless, the District will continue to report and use the original weights.

11 The District respectfully submits that it has complied with the Court's orders
12 regarding FCI scores, and has met the requirements of USP § IX.A, as shown by the
13 record herein, including its annual reports and its prior assessment of compliance.¹
14 Accordingly, the District requests that the Court grant unitary status in this area of District
15 operations (§ IX.A).²
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20 ¹ Compliance with USP requirements for facilities conditions is addressed in the record
21 at the following specific locations incorporated herein by reference: ECF 2057-1, pp.
22 400-401 and appendices cited therein; ECF 2124-1, pp. 150-151 and appendices cited
23 therein; ECF 2075-9, pp. 3-10 and documents cited therein.

24 ² The District submits this notice filing without waiver of its position that there is no
25 basis in fact or law for continued federal court supervision of the District in this or any
26 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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Dated this 30th day of August, 2019.

Respectfully submitted,

/s/P. Bruce Converse
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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