

# JONES DAY

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March 29, 2013

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MA DEPARTMENT OF EDUCATION  
CHARTER SCHOOL OFFICE

By E-mail cchuang@doe.mass.edu  
and First Class Mail

Mr. Cliff Chuang  
Associate Commissioner of Elementary and Secondary Education  
Massachusetts Department of Elementary and Secondary Education  
75 Pleasant Street  
Malden, MA 02148

Re: Mystic Valley Regional Charter School

Dear Mr. Chuang:

On behalf of the Mystic Valley Regional Charter School, this is to confirm the School's intention to proceed with an appeal of the Commissioner's refusal to approve an amendment to increase the School's enrollment cap. The School's Board of Trustees has voted to prosecute such an appeal at a meeting held in accordance with the Massachusetts Open Law, Chapter 30A, section 11A1/2 and has directed me to give you notice of its decision. The Board's decision and this appeal are based upon the absence of a factual basis, reasonably related to the request, supporting such action. The Board believes the decision by the Commissioner in these circumstances declining an amendment approving an increased cap is needlessly harmful to the communities and families served by the School and arbitrary, capricious and without any supportable basis in fact.

To prosecute this appeal, the Trustees have requested through counsel that certain additional documents be produced by the Department. The process of such production is underway through cooperative efforts with the Department's counsel. On behalf of the School and its Trustees, I request that the time to supply a completed record supporting the School's


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appeal be extended and that the hearing on this appeal be scheduled for the May meeting of the Board of Elementary and Secondary Education.

Sincerely,

A handwritten signature in black ink, appearing to read "John D. Haniff", written over the printed name.

John D. Haniff

cc: Neil Kinnon, Chairman