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8 CALIFORNIA

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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 COUNTY OF LOS ANGELES  
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15 **THE PEOPLE OF THE STATE OF**  
16 **CALIFORNIA, EX. REL. XAVIER**  
17 **BECERRA, ATTORNEY GENERAL OF**  
18 **THE STATE OF CALIFORNIA,**

19 Plaintiff,

20 v.

21 **MOJAVE UNIFIED SCHOOL DISTRICT,**

22 Defendant.  
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Case No.

**STIPULATION FOR ENTRY OF FINAL  
JUDGMENT**

1 Plaintiff, the People of the State of California, by and through its attorney, Xavier Becerra,  
2 Attorney General of the State of California (the Attorney General), and by Deputy Attorney  
3 General Laura Faer, and Defendant Mojave Unified School District (the District), appearing  
4 through its attorneys at Atkinson, Andelson, Loya, Ruud & Romo, by Mellissa E. Gallegos,  
5 stipulate as follows:

6 1. This Court has jurisdiction of the subject matter hereof and the parties to this  
7 Stipulation for Entry of Final Judgment (Stipulation).

8 2. The Final Judgment (Judgment), a true and correct copy of which is attached  
9 hereto as Exhibit 1, may be entered by any judge of the superior court.

10 3. The Attorney General may submit the Judgment to any judge of the superior court  
11 for approval and signature, based on this Stipulation, during the Court's ex parte calendar or on  
12 any other ex parte basis. The Attorney General will provide the District with notice of the ex  
13 parte application pursuant to applicable court rules. The parties agree that a noticed motion is not  
14 required for submission of the Judgment.

15 4. The parties hereby waive their right to move for a new trial or otherwise seek to  
16 set aside the Judgment through any collateral attack, and further waive their right to appeal from  
17 the Judgment, except the parties agree that this Court shall retain jurisdiction for the purposes  
18 specified in the Judgment.

19 5. The parties jointly represent that they have worked cooperatively to come to an  
20 agreement as set forth in the Judgment.

21 6. The Parties have stipulated and consented to the entry of the Judgment, for the  
22 purpose of compromising and settling all disputed claims and issues, without the taking of proof  
23 and without trial or adjudication of any fact or law herein, and the Judgment does not constitute,  
24 nor should it be construed, as an admission of liability by the District for any purpose. The  
25 District will accept service of any Notice of Entry of Judgment entered in this action by delivery  
26 of such notice to its counsel of record, and agrees that service of the Notice of Entry of Judgment  
27 will be deemed personal service upon it for all purposes.  
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7. The individuals signing below represent that they have been authorized by the parties they represent to sign this Stipulation.

8. This Stipulation may be executed in counterparts, and the parties agree that a facsimile signature shall be deemed to be, and shall have the full force and effect as, an original signature.

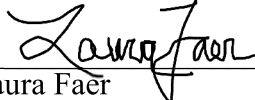
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**PLAINTIFF THE STATE OF CALIFORNIA**

XAVIER BECERRA  
Attorney General of California

DATED: \_\_\_\_\_

  
\_\_\_\_\_  
Laura Faer  
Deputy Attorney General  
*Attorneys for Plaintiff*

**DEFENDANT MOJAVE UNIFIED SCHOOL DISTRICT**

MOJAVE UNIFIED SCHOOL DISTRICT

DATED: \_\_\_\_\_

\_\_\_\_\_  
Superintendent

Approved as to Form:

DATED: \_\_\_\_\_

\_\_\_\_\_  
Mellissa E. Gallegos  
Atkinson, Andelson, Loya, Ruud, & Romo  
*Attorneys for Defendant*

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**PLAINTIFF THE STATE OF CALIFORNIA**

XAVIER BECERRA  
Attorney General of California

DATED: \_\_\_\_\_

\_\_\_\_\_  
Laura Faer  
Deputy Attorney General  
*Attorneys for Plaintiff*

**DEFENDANT MOJAVE UNIFIED SCHOOL DISTRICT**

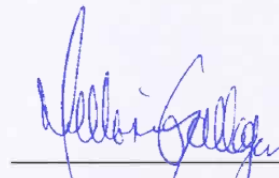
MOJAVE UNIFIED SCHOOL DISTRICT

DATED: May 29, 2020

  
\_\_\_\_\_  
Superintendent

Approved as to Form:

DATED: July 20, 2020

  
\_\_\_\_\_  
Mellissa E. Gallegos  
Atkinson, Andelson, Loya, Ruud, & Romo  
*Attorneys for Defendant*

502-115/4702389.1

## Exhibit 1

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*Attorneys for* THE PEOPLE OF THE STATE OF CALIFORNIA

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

**THE PEOPLE OF THE STATE OF CALIFORNIA, EX. REL. XAVIER BECERRA, ATTORNEY GENERAL OF THE STATE OF CALIFORNIA,**  
  
Plaintiff,  
  
**v.**  
  
**MOJAVE UNIFIED SCHOOL DISTRICT,**  
  
Defendant.

Case No.  
  
**[PROPOSED] FINAL JUDGMENT**

1           The People of the State of California (the People), by and through the Attorney General,  
2 and the Mojave Unified School District (the District) share a mutual interest in ensuring the  
3 District’s education policies and practices comply with state law. The Attorney General  
4 acknowledges that the District cooperated with the Attorney General’s investigation and is  
5 committed to fulfilling the terms of this Judgment.

6           The People and the District, having stipulated to the entry of this Judgment by the Court  
7 without the taking of proof and without trial or adjudication of any fact or law, without this  
8 Judgment constituting evidence of or admission by the District regarding any issue of law or fact  
9 alleged in the People’s Complaint for Injunctive Relief (Complaint) on file or any of the  
10 allegations or conclusions set forth herein, and without the District admitting any liability, and  
11 with all parties having waived their right to appeal, and the Court having considered the matter  
12 and good cause appearing,

13           **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:**

14           This Court has jurisdiction over the allegations and subject matter of the People’s  
15 Complaint filed in this action, and the parties to this action; venue is proper in this County; and  
16 this Court has jurisdiction to enter this Judgment.

17           **INJUNCTION**

18           The District is permanently enjoined from violating any law or regulation, including the  
19 causes of action set forth in the People’s Complaint. During the minimum four-year term of this  
20 Judgment, as specified in Section XI, the District shall carry out the following affirmative  
21 corrective actions:

22           **I.       REPORTS AND COMPLAINTS OF DISCRIMINATION AND RETALIATION**

23           1.       The District has designated a Uniform Complaint Procedure (UCP) Coordinator  
24 for the District who is employed at the Assistant Superintendent level. The District will ensure  
25 that a designated UCP Coordinator is employed and maintained at the Assistant Superintendent or  
26 above level for the duration of the Judgment. The UCP Coordinator’s duties will include: (a)  
27 receiving all oral and written reports and complaints of discrimination, harassment, retaliation,  
28 and intimidation; (b) reviewing, analyzing, and reporting on complaint trends; (c) providing  
support and training to school sites regarding prevention of and response to discrimination,



1 harassment, retaliation, and intimidation; and (d) investigating or, if a third-party investigator is  
2 employed to conduct the investigation, providing final review of all complaint investigations and  
3 reports.

4           2.       Within 60 calendar days of the effective date of this Judgment and on or before  
5 August 15 and for each year thereafter, the District will provide, for review and approval by the  
6 Attorney General's office, proposed training materials: (1) for the UCP Coordinator and any  
7 administrators who handle report and complaint investigations covering the process for  
8 investigating complaints, and discrimination, harassment, retaliation, and intimidation law and  
9 revised District policies as set forth in paragraph 4; and (2) for the UCP Coordinator covering the  
10 duties established in paragraph 1. Within 60 calendar days of receiving approval of the training  
11 materials, the District will provide the annual training to the UCP Coordinator and relevant  
12 administrators.

13           3.       Within 60 calendar days of the effective date of this Judgment, the District will  
14 provide, for review and approval by the Attorney General's office, a draft notice to be distributed  
15 to all staff, students, parents, and guardians, which will include the UCP Coordinator's title, e-  
16 mail address, and phone number, along with a written explanation of the procedures and process  
17 for reporting, investigating, and resolving oral reports and written complaints of discrimination,  
18 harassment, retaliation, and intimidation. Within 30 calendar days of Attorney General's office  
19 approval of this notice and by August 15 of each year thereafter, the District will distribute this  
20 notice by e-mail, and if e-mail is unavailable, by mail, to all staff, students and parents and/or  
21 guardians, as applicable, and, within five days of any new student enrollment, to the student and  
the student's parents and/or guardians.

22           4.       Within 90 calendar days of the effective date of this Judgment, the District will  
23 provide, for Attorney General's office review and approval, revised Board Policies and  
24 Administrative Regulations (District policies) covering discrimination, harassment, retaliation,  
25 and intimidation complaint procedures and annual notices to staff, parents, and guardians that are  
26 internally consistent and compliant with state law and this Judgment. Within 30 calendar days of  
27 receiving approval of the District policies and notices from the Attorney General's office, the  
28 District will distribute the documents by e-mail to all staff, parents, and guardians and post them

1 on the District's website while this Judgment remains in effect. Any further revisions to the  
2 District's policies and notices made while this Judgment remains in effect will be provided to the  
3 Attorney General's office for review and approval.

4 5. Within 90 calendar days of the effective date of this Judgment, the District will  
5 develop, for Attorney General's office review and approval, a centralized tracking and response  
6 system for all oral and written reports and complaints of discrimination, harassment, retaliation,  
7 and intimidation. The system will include a web-based option for submission of complaints, with  
8 an automatic response to complainants, which shall include the policies and procedures described  
9 in paragraph 4.

10 6. Within 30 calendar days of the effective date of this Judgment, the District will  
11 provide, for Attorney General's office review and approval: (a) a form that any staff member  
12 receiving an oral report or complaint is required to complete to forward to the UCP Coordinator  
13 for entry into the centralized tracking and response system described in paragraph 5.,  
14 investigation, and response; (b) a standardized written response to be provided to all individuals  
15 who report or complain orally to notify them of the District's complaint investigation and  
16 resolution options, including the UCP process, and a link to the complaint form and procedural  
17 steps and timelines. Within 15 calendar days of approval by the Attorney General's office, the  
18 form and standardized written response will be distributed to appropriate school staff responsible  
19 for implementation purposes by e-mail, and the District will schedule a mandatory training for all  
20 staff on the form and the process for ensuring oral complaints are received by the UCP  
Coordinator, which will be completed no later than 60 days after distribution.

21 7. For two years from the effective date of the Judgment, on a monthly basis during  
22 the first year and on a quarterly basis in the second year, the District will provide the Attorney  
23 General's office with written reports and complaints and oral reports and complaints reduced to  
24 writing received and completed investigation reports and finding letters related to discrimination,  
25 harassment, retaliation, and intimidation report and complaint investigations. The Attorney  
26 General's office will review the documents to assess compliance with the UCP and the  
27 requirement to provide a timely, appropriate, and reasonably effective response. After  
28 completing the review, the Attorney General's office will provide the District with its concerns, if

1 any, in writing, along with any proposed actions to address the concerns and a timeline for  
2 implementation. To the extent the District has concerns about the proposed actions and timeline,  
3 the District and the Attorney General's office will meet and confer for a time period not to exceed  
4 7 business days from the date the District received the written concerns. During or after which  
5 time, the Attorney General's office will provide a written response thereto. After receiving the  
6 written response, the District will implement the actions with any changes agreed to by the  
7 Parties.

8 8. The District will provide all staff with training approved by the Attorney General's  
9 office on the laws and District policies that protect students and staff from discrimination,  
10 harassment, retaliation, and intimidation including the: (1) scope and application of the UCP to  
11 discrimination, harassment, retaliation, and intimidation oral and written reports and complaints  
12 in District programs or activities; (b) type of conduct for which reports can be made and the  
13 complaint process; and (c) reporting requirements for staff witnessing, observing, or otherwise  
14 receiving notice of discriminatory, harassing, retaliatory, or intimidating conduct that may be  
15 covered by the UCP and District policy. The training will occur twice in the 2020-2021 school  
16 year, and once per school year for the duration of this Judgment.

17 9. The District will contract with a trainer approved by the Attorney General's office,  
18 who will provide annual anti-bias and cultural competency training for all District staff on or  
19 before November 15 starting in November, 2020 and for the duration of this Judgment.

## 19 **II. CONFIDENTIALITY AND MAINTENANCE OF RECORDS**

20 10. On or before November 15, 2020, and on or before the same date in each year  
21 thereafter, the District will provide all administrators and any staff who handle the maintenance of  
22 student records with training approved by the Attorney General's office regarding the ethical  
23 handling and confidentiality of student records. After expiration of the term of the Judgment, the  
24 District will continue to train staff in compliance with California law.

25 11. Within 90 calendar days of the effective date of this Judgment, the District will  
26 engage a qualified investigator to investigate the extent to which the former Principal of  
27 California City Middle School transferred student records to a personal e-mail account and/or  
28 otherwise removed student records from the District. Then, within 30 calendar days of

1 completion of the investigation, the investigator will prepare a report with their findings. Within  
2 60 calendar days of the completion of the investigation report, the District will promptly retrieve  
3 any student records that were transferred or removed, take any other actions required by law to  
4 ensure the maintenance and confidentiality of such records, and report to the Attorney General's  
5 office regarding the results of the investigation and actions taken.

6 12. Within 90 calendar days of the effective date of this Judgment, the District will  
7 engage a qualified investigator to investigate the extent to which student records were destroyed  
8 or removed from California City Middle School in spring 2018 during or subsequent to a break-  
9 in. Then, within 30 calendar days of completion of the investigation, the investigator will prepare  
10 a report with their findings, and within 60 calendar days of receiving the investigator's report, the  
11 District will report to the Attorney General's office regarding the results of the investigation and  
12 responsive actions taken, if any.

13 **III. IN-SCHOOL SUSPENSION PROGRAM**

14 13. The District has decided to eliminate the program at California City Middle School  
15 called the Alternative to Suspension (ATS) program and has provided a written assurance to the  
16 Attorney General's office regarding the same. If the District decides to reinstate this program or  
17 issue in-school suspension to students in the District, during the duration of the Judgment, within  
18 30 calendar days of reinstatement or use of in-school suspension, the District will provide the  
19 Attorney General's office with its written policies and procedures, which shall include: (a)  
20 prompt written notice of the placement to parents and guardians; (b) report of the placement to  
21 the School Board and the California Department of Education as an in-school suspension; (c)  
22 placement of in-school suspension records in a centrally located and properly secured location  
23 with other confidential student discipline records; (d) a statement that maximum days of  
24 suspension, defined as in-school (including ATS) and out-of-school suspension, for any one  
25 incident shall not exceed five (5) days total, and maximum days of suspension, defined as in-  
26 school (including ATS) and out-of-school suspension, shall not exceed 20 days total for a student  
27 in one school year; and (e) a procedure for ensuring that in-school suspension days are tracked for  
28 purposes of special education manifestation determination and Individualized Education Program  
meetings.

1           14. Two times per year, on or before September 15 and on or before May 15, while the  
2 Judgment is effect, the District will provide an assurance to the Attorney General’s office that any  
3 in-school suspension program run by the District includes full-day instruction, a full-time  
4 credentialed teacher, and regular group counseling.

5 **IV. INDEPENDENT STUDY PROGRAM**

6           15. Within 60 calendar days of the effective date of this Judgment, the District will  
7 assign a district-wide Independent Study Coordinator who will conduct a quarterly audit of all  
8 students in the Independent Study Program to ensure that the District’s program is in compliance  
9 with Education Code section 51745, et seq. and to provide recommendations regarding areas for  
10 corrective action, as needed. Audits will be provided to the Attorney General’s office for review  
11 each quarter while this Judgment is in effect, and will include at minimum a review and analysis  
12 of the data collected in paragraphs 16 and 17.

13           16. While this Judgment in in effect, on or before September 15 of each year, the  
14 District will produce to the Attorney’s General office for review and approval, the Independent  
15 Study Program data and information included in the annual report required in Board Policy 6158  
16 and collected pursuant to California Code of Regulation, Title 5, section 11703, which includes  
17 the number of students participating in the Independent Study Program, the average daily  
18 attendance, student performance as measured by standard indicators and in comparison to  
19 students in classroom-based instruction, and the number and proportion of independent study  
20 students who graduate or successfully complete independent study credits, along with any  
21 proposed corrective actions to bring the District into compliance.

22           17. Within 60 calendar days of the effective date of the judgment, the District will  
23 revise its District and school-site Independent Study policies and procedures for Attorney  
24 General’s office review and approval to: (1) ensure that if a student in the Independent Study  
25 Program fails to attend weekly meetings or fails to turn in completed assignments for three  
26 consecutive weeks, the relevant certificated staff member will conduct an evaluation, document  
27 the findings and record them as required, and hold a meeting with the student, the parent and/or  
28 guardian, and the Principal and/or his or her designee regarding continued placement in the  
program; (2) immediately eliminate referrals to the Independent Study Program for discipline

1 reasons, except as provided by state law; and (3) include consultation with the District’s special  
2 education team when students with academic or behavioral issues are placed in the Independent  
3 Study program.

4 18. Within 60 calendar days of the effective date of this Judgment, the District will  
5 create a menu of additional support options, including but not limited to supplemental instruction,  
6 tutoring, counseling, ongoing diagnostic assessments, and differentiated material, for students  
7 who require more than a 10-to-25-minute weekly meeting to be successful in the Independent  
8 Study Program and ensure that such options are available to independent study teachers, students,  
9 and parents and/or guardians of students in the Independent Study Program.

10 19. The District will provide annual training approved by the Attorney General’s  
11 office to all staff members charged with placing students in independent study as to the  
12 requirements for placement, evaluation, and support of students on or before November 15 of  
13 each year while this Judgment is in effect.

14 **V. TRANSFERS TO COUNTY COMMUNITY DAY SCHOOLS**

15 20. Within 90 calendar days of the effective date of this Judgment, the District will  
16 contract with an independent education expert approved by the Attorney General’s Office to  
17 conduct interviews with parents/guardians of students who are currently placed in a County  
18 Community Day School but attended a District school within the last two years, and have not  
19 been formally expelled through a Board hearing process, or through a Board-approved agreement  
20 with the student's parent(s)/guardian(s), to determine if: (a) parents/guardians understand their  
21 rights regarding students’ placement in a County Community Day School; and (b) students who  
22 have not been formally expelled from a District school, or are otherwise permitted to return to a  
23 District school, would like to return to a District school. For those students who express a desire  
24 to return, the District will ensure the students’ immediate enrollment and develop a plan for  
25 support upon return, or, if applicable will promptly initiate the IEP process to determine if a  
26 change in placement is appropriate based on all relevant federal and state laws and regulations.  
27 The independent education expert will complete the review process within 90 calendar days of  
28 the commencement of the 2020-2021 school year or within 90 days of the reopening schools  
(related to COVID-19) during the 2020-2021 school year, whichever is earlier. Within 30

1 calendar days of completion of the education expert's investigation, the District will report to the  
2 Attorney General's office on the expert's findings based on the interviews with parents/guardians,  
3 and the steps that the District is taking in response, as applicable.

4 21. Within 60 calendar days of the effective date of this Judgment, the District will  
5 create for review and approval by the Attorney General's office, a one-page document to be  
6 provided to parents/guardians before students transfer to a County Community Day School,  
7 explaining rights under state law regarding placement in a County Community Day School.

8 22. Within 60 calendar days of the effective date of this Judgment, the District will:  
9 (1) revise its reporting system to ensure that student transfers to County Community Day Schools  
10 and the reason for the transfers, as set forth in state law, are properly recorded; and (2) develop  
11 training for Attorney General's office approval regarding the requirements for placing students in  
12 a County Community Day School placement.

13 23. On or before November 15 of each year that this Judgment is in effect, the District  
14 will provide annual training using the approved training materials in paragraph 22 to school site  
15 administrators and counselors and any other staff with authority to recommend placement in a  
16 County Community Day School.

17 **VI. PROTECTIONS FOR INDIVIDUALS REQUESTING SPECIAL EDUCATION**  
18 **EVALUATIONS AND TRAINING ON CHILD FIND REQUIREMENTS**

19 24. The District has decided to eliminate the screening process for  
20 parent(s)/guardian(s) requesting an assessment for special education that was identified during the  
21 investigation by the Attorney General's office and has provided a written assurance to the  
22 Attorney General's office regarding the same.

23 25. With 30 calendar days of the effective date of this Judgment, the District will  
24 provide, for Attorney General's office review and approval, revised policies and procedures  
25 setting forth the District's referral and assessment procedures, timelines and protocols for students  
26 with suspected disabilities. These revised policies and procedures will state, among other things,  
27 that the District does not use a screening process and that written notice shall be provided to  
28 parent(s)/guardian(s) regarding the District's special education referral and assessment  
procedures, timelines, and protocols and shall include: (a) a requirement that the

1 parent(s)/guardian(s) agree to the assessment in writing prior to initiation of the assessment  
2 process, when a special education assessment is being initiated by the District or requested by the  
3 parent(s)/guardian(s); and (b) a statement of procedural safeguards, as required by law. Within 60  
4 days of receiving Attorney General’s office approval, the District will train relevant staff on the  
5 policy and procedures

6 26. Within 30 calendar days of the effective date of this Judgment, the District will  
7 develop, for Attorney General’s office review and approval, a draft memorandum explaining that  
8 a student’s placement in the Independent Study Program is not a valid reason for declining to  
9 evaluate a student for a behavior-related disability or mental health disability. Within 15 calendar  
10 days of receiving approval, the District will distribute the memorandum to all relevant staff  
11 charged with recommending placement or approving placement in the Independent Study  
12 Program.

13 27. While this Judgment is in effect, on or before November 15 of each school year,  
14 the District will provide annual training approved by the Attorney General’s office to all  
15 certificated staff at California City Middle School on Child Find requirements.

## 16 **VII. STUDENT SEARCHES AND QUESTIONING BY LAW ENFORCEMENT**

17 28. Within 90 calendar days of the effective date of this Judgment, the District will  
18 provide the Attorney General’s office with: (1) revised policies and procedures that prohibit non-  
19 randomized classroom or grade level searches of students and students’ property without  
20 reasonable suspicion, and require school site staff to provide written notice to the District office  
21 for centralized record keeping when a student is questioned by law enforcement at a school site;  
22 and (2) training materials for staff who participate in searches and seizures on the District’s  
23 revised policies and procedures. On or before November 15, the training shall be provided to  
24 relevant staff each school year while this Judgment is in effect.

## 24 **VIII. TRANSLATION AND INTERPRETATION SERVICES**

25 29. On or before August 15 of each year while this Judgment is in effect, the District  
26 will: (1) provide annual notice to parents/guardians regarding the availability of translation and  
27 interpretation services and the process for requesting translation and interpretation services from  
28



1 the District or school site; and (2) post the notice in the District office and in each school site  
2 office.

3 30. Within 60 calendar days of the effective date of the Judgment, the District will  
4 develop policies and procedures for Attorney General's office review and approval regarding the  
5 provision of translation and interpretation services that are consistent with the annual notice.

6 31. The District will ensure that all placement related agreements, including  
7 Independent Study Program contracts, paperwork, including County Community School transfer  
8 documents, and notification of rights information are translated into Spanish.

9 32. Within 30 calendar days of the effective date of the Judgment, the District will  
10 contract with a trained interpreter approved by the Attorney General's office to ensure the  
11 adequacy of the District's Spanish language translation over its robocall system.

12 33. While this Judgment is in effect, the District will monitor and track requests for  
13 translation and interpretation services and responses to same and provide the Attorney General's  
14 office with the log or spreadsheet documenting the same on January 15 and June 15 of each year.

15 **IX. CREATION OF COMMUNITY ADVISORY SURVEY**

16 34. Within 90 days of the effective date of the Judgment, the District shall create a  
17 survey that will be sent quarterly to all students and parents/guardians involved with the  
18 Independent Study program and County Community Day Schools. The purpose of the survey is  
19 to provide comments and recommendations to the District with respect to the efficacy of its  
20 Independent Study program-and alternate placements, such as County Community Day Schools.  
21 Within 30 days of approval by the Attorney General's office of the survey questions, instrument,  
22 and means of distribution, the District will issue the survey.

23 35. Within 45 days of receiving the results from each survey, a written summary of  
24 each survey and the aggregate survey results will be provided to the School Board and the  
25 Attorney General's office. The District Superintendent or designee will review the summaries to  
26 identify potential improvements or modifications to District policies and procedures and provide  
27 notice of any changes made as a result of the survey's findings to the Attorney General's office.  
28

1 **IX. INDIVIDUAL STUDENT REMEDY**

2 36. Within 30 calendar days of the effective date of this Judgment, the District will  
3 provide the Attorney General’s office with documentation showing that it has: (1) provided the  
4 Student with credits for the portion of the second semester of the 2016-2017 school year when the  
5 Student was present in school; (2) removed the absences recorded in the Student’s record in  
6 September and October 2018, when the Student was pending an expulsion recommendation that  
7 was not upheld by the District; and (3) removed the unexcused absences recorded in the Student’s  
8 record in January 2019, prior to the Student’s placement in the Independent Study Program.

9 37. Within 60 calendar days of the effective date of this Judgment, the District will  
10 offer the Student 125 hours total of free compensatory education and mental health services,  
11 through an independent service provider(s) with multiple locations in California, in the form of  
12 one-on-one tutoring and mental health support, to be available until August 2024.

13 **X. NOTATION TO FILE**

14 38. The District will place a notation in the personnel file of the former Principal of  
15 California City Middle School regarding the investigation and resolution of this action.

16 **XI. TERMINATION OF JUDGMENT**

17 39. The term of the Judgment is four years, and the Judgment will terminate  
18 automatically four years from the effective date, or the last day of the 2023-2024 school year,  
19 whichever is sooner, if the District is in substantial compliance with all of the substantive  
20 provisions of the Judgment.

21 40. Within 90 calendar days prior to the termination date, if the Attorney General’s  
22 office determines that the District has not substantially complied with the substantive provisions  
23 of the Judgment, then a meet and confer process, which shall not extend more than 30 calendar  
24 days, will be initiated with the District. If the Attorney General’s office and the District cannot  
25 agree on the length of time that the Judgment shall be extended to allow the District to reach  
26 substantial compliance, then, the Attorney General’s office may petition the Court for such an  
27 extension within 60 calendar days of the close of the meet and confer timeframe. The parties  
28 shall be bound by the Superior Court’s decision.

1 **XII. CONTINUING COURT JURISDICTION, COMPLIANCE, AND DISPUTE**  
2 **RESOLUTION**

3 41. For all of the aforementioned requirements, the District will provide timely proof  
4 of compliance by submitting appropriate documentation or other information. The Attorney  
5 General and his agents and the experts designated in this Judgment may make reasonable requests  
6 to the District for additional information demonstrating compliance with any provision(s) of this  
7 Judgment. The District shall furnish such information within 10 business days after the request is  
8 made, unless another date is agreed upon in writing. In addition, the Attorney General and his  
9 agents shall have access to speak with personnel, view documents, and visit the District's schools.

10 42. It is the intent of the parties to work collaboratively to address any potential  
11 violations of this Judgment. If the Attorney General denies, rejects, or objects to any policy, plan,  
12 procedure, protocol, or any other document submitted to the Attorney General's office by the  
13 District as required by this Judgment, the Attorney General shall, within 60 calendar days of the  
14 date of the denial, rejection, or objection advise the District of the Attorney General's position in  
15 writing, and negotiate in good faith to reach a resolution of any dispute. If the parties are still  
16 unable to reach an agreement regarding a provision of this Judgment that is subject to approval by  
17 the Attorney General's office, the matter or matters upon which they disagree will be submitted to  
18 the Court for initiation of any further proceedings that the Court may deem at its discretion  
19 necessary to reasonably resolve the matters in dispute.

20 43. The Attorney General and the District may jointly stipulate to make changes,  
21 modifications, deletions and/or amendments to the Judgment for what the parties deem to be  
22 material revisions, which shall be effective after a joint motion is filed by the parties and is  
23 granted by the Court.

24 44. Any time limits for performance imposed by the Judgment may be extended by the  
25 mutual agreement, in writing, of the Attorney General's office and the District, and/or by order of  
26 the Court for good cause shown.

27 45. Jurisdiction is retained by the Court to enforce the Judgment for a period of four  
28 years, or the last day of the 2023-2024 school year, whichever is sooner, unless time is extended  
pursuant to Section XI., for the purpose of enabling any party to the Judgment to apply to the

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Court at any time for such further orders and directions as may be necessary or appropriate for the interpretation or the carrying out of this Judgment, for the modification of any of the injunctive provisions hereof, for enforcement of compliance herewith, and for the punishment of violations hereof, if any.

46. This Judgment shall take effect immediately upon entry thereof by the Court, and the date of such entry is the effective date of the Judgment.

47. Nothing in this Judgment alters the requirements of federal or state law to the extent these laws may currently, or upon future amendment will, offer greater protection.

48. Nothing in this Judgment limits the powers vested in the Attorney General by the California Constitution and state statutory law, including Government Code section 11180 et seq., to oversee or enforce any California laws or regulations.

49. If any provision of the Judgment is found unlawful, impossible, unenforceable, or otherwise invalid on any other grounds by this Court, the Attorney General’s office or the Parties may move the Court for a modification of the Judgment eliminating that provision or the paragraph of the agreement in which the provision appears.

50. The Clerk is ordered to enter this Judgment forthwith.

DATED: \_\_\_\_\_

\_\_\_\_\_  
JUDGE OF THE SUPERIOR COURT

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