

**STIPULATION REGARDING ACCESSIBILITY SURVEY OF NEW SCHOOLS****UNDER THE CHANDA SMITH MODIFIED CONSENT DECREE**

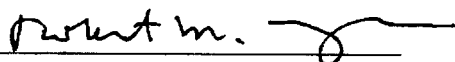
In response to a request by Plaintiffs' Counsel and the Independent Monitor's May 29, 2007 report regarding section 10 of the Modified Consent Decree (MCD), the District has agreed to: (1) retain one or more consultants or consulting firms to survey all new schools (*i.e.*, those schools contracted for construction after approval of the MCD) for compliance with accessibility requirements; and (2) correct non-compliant items as appropriate.

Furthermore, Plaintiffs' Counsel and the District have agreed to the following process for completion of the survey and corrective action plan:

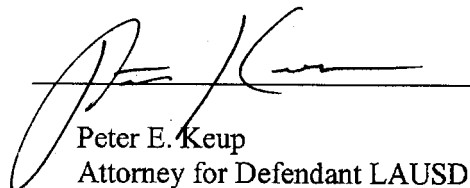
1. The District will select the consultant(s) or consulting firm(s) that the District intends to use for the survey and submit documentation of their qualifications to the Independent Monitor (IM) and Plaintiffs' Counsel.
2. The District will initiate the survey, which will be conducted in phases. Within 60 days of selection of the consultant(s) or consulting firm(s) the District will provide the IM and Plaintiffs' Counsel with a survey schedule that identifies the schools to be surveyed in each phase. The District will utilize a uniform survey process to ensure consistency if multiple consultants or firms are selected.
3. After each phase of the survey is complete, the District will develop and submit to the IM and Plaintiffs' Counsel a plan to correct the non-compliant items identified for the schools surveyed, as appropriate. If the District decides not to correct any noncompliant item, a rationale will be included in the plan.
4. By August 2008, the survey will be complete and the District will provide a report to the IM and Plaintiffs' Counsel regarding the status of repairs and any work that remains to be done.

By executing this document, the parties, by and through their legal representatives, stipulate to the foregoing survey process as part of the District's implementation activities under the MCD.

Dated this 25<sup>th</sup> day of September, 2007.



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