

APRIL 29, 2019

SENT VIA EMAIL
Paulinefollansbee@berkeley.net

Pauline Follansbee, Assistant Superintendent of Business Services
BERKELEY UNIFIED SCHOOL DISTRICT
2020 Bonar Street
Berkeley, CA 94702

**Re: Response to Notice of Intent to Revoke REALM Charter School Charter
Petition**

Dear Ms. Follansbee:

I am writing on behalf of REALM Charter School (“REALM” or the “Charter School”) to request one more time that the Berkeley Unified School District (“BUSD” or the “District”) **take action on REALM’s material revision request during its May 8, 2019 meeting.**

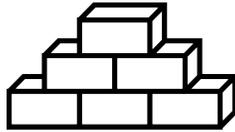
Action on the material revision on May 8 is timely. REALM submitted its material revision on March 11, 2019. Education Code Section 47607(a)(2) states that material revisions are governed the standards and conditions of Education Code Section 47605(b). This latter section provides for a review timeline of 60 days from submission, for Board action. Sixty days from March 11 is May 10. Delaying the District Board’s decision until May 29 violates the legal timeline for charter petition material revisions. Accordingly, to remain legally compliant, the BUSD Board must take action on the material revision on May 8.

The proposed revisions to the charter, while substantive, do not span a high proportion of the total charter document. This material revision review does not require the same breadth of review by District staff that an establishment or renewal charter petition demands. Instead, staff review a narrow band of important changes, along with legal updates, to the same charter they reviewed approximately one year ago.

Dating back to January 10, 2019, REALM staff have frequently and repeatedly contacted BUSD staff in order to answer any questions that may come up during the review. Staff asked no questions during the process. The five areas of concern presented in the District’s April 26, 2019 letter have been answered by REALM. Regarding student enrollment, for example, the Charter School sent the District an Excel file with the names, addresses, and phone numbers of 190 prospective students who wish to enroll. We understand BUSD’s trepidation, but REALM has provided evidence to mitigate these concerns.

Quite simply, the REALM community cannot wait until May 29 to know whether the Charter School will continue operating. We ask once again that the District operate within legal timelines and take action on the material revision on May 8.

* * *



Sincerely,

A handwritten signature in black ink, appearing to read "V. Diaz".

Victor Diaz
Executive Director

Cc

J.J. Lewis, Superintendent & CEO, Compass Charter School

Judy Appel, BUSD President

Beatriz Leyva-Cutler, BUSD Vice President

Ty Alper, BUSD Director

Ka'Dijah Brown, BUSD Director

Julie Sinai, BUSD Director

Janelle Ruley, Esq., Young, Minney & Corr LLP