

IMPLEMENTATION MONITOR

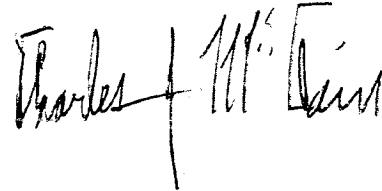
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MEMORANDUM

TO: Arthur Benson, Esquire
Patricia A. Brannan, Esquire
Kathy Walter-Mack, Esquire
Brian P. Wood, Esquire

FROM: Charles J. McClain, Implementation Monitor

DATE: October 1, 2002



The parties met on September 26, 2002. The parties agreed to permit the Plaintiffs' attorney to make announced visits to twenty schools during October 28 to 31, 2002. The purpose of the visits is to observe the job-embedded professional development activities. The parties failed to reach an agreement in regards to the Plaintiffs' attorney's request for ten unannounced visits during the same time frame as mentioned earlier. Both the AFT and the Kansas City Missouri School District object to the Plaintiffs' attorney's request to conduct unannounced visits. The Plaintiff's attorney presented safeguards to verify his identity for the announced and unannounced visits.

The Implementation Monitor agrees with the need for both the announced and unannounced visits. Documentation of such visits will provide the Court some assurance that the Professional Development Plan is being implemented. The Implementation Monitor finds that the Plaintiffs' attorney has, in effect, announced all of the visits in his memorandum of September 26, 2002, except the school sites and the activities that will be observed. In addition, the Implementation Monitor finds that the Plaintiffs' attorney has provided sufficient safeguards to verify his identity. The Implementation Monitor therefore recommends that the Plaintiffs' attorney be permitted to make both the twenty announced and the ten unannounced visits during the period of October 28 to 31, 2002.

Further, the AFT asked to have an observer present at the above visits. The Implementation Monitor recommends that the request be granted. The Implementation Monitor notes that no objection was raised at the September 26, 2002 meeting of the parties and the Kansas City Missouri School District's attorney only raised a question as to the burden that such a representative might add to the process in her letter of September 27, 2002. In regards to the Kansas City Missouri School District's attorney's question of whether the School District could have someone along as well that was also stated in her letter of September 27, 2002, the Implementation Monitor assumes the question is rhetorical and is used to illustrate a point about burdening the process. If that is not the case, however, the Implementation Monitor notes that the District does not need approval from the Implementation Monitor to supervise the implementation of its Professional Development Plan.