

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior District Judge Richard P. Matsch

Civil Action No. 95-cv-02313-RPM

CONGRESS OF HISPANIC EDUCATORS,

Plaintiffs,

v.

DENVER SCHOOL DISTRICT NO. 1,

Defendant.

v.

THE UNITED STATES OF AMERICA,

Plaintiff-Intervenors.

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ORDER FOR PRELIMINARY APPROVAL OF PROPOSED CONSENT DECREE AND FOR  
NOTICE OF FAIRNESS HEARING

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Upon review of the Joint Motion of All Parties to Approve and Enter the Proposed Consent Decree (2012) in Place of the 1999 Court Order Regarding Denver Public Schools' ELA Plan (Doc. 56) and the Memorandum in Support of the Joint Motion to Approve Consent Decree 2012 (Doc. 57) (hereafter collectively referred to as "the Joint Motion to Approve Consent Decree"), and after the hearing held on November 16, 2012, and the submission of a certification that the Board of Education of Denver Public Schools approved the proposed consent decree at a Special Meeting on July 16, 2012, following proper public notice, public hearing and opportunity for public comment, thereby assuring the court that the proposed consent decree has been adopted as public policy by the governing board of Denver School District No. 1, it is

ORDERED that the Joint Motion to Approve Consent Decree is preliminarily approved, subject to final approval following a Fairness Hearing to be held before this Court on January 25, 2013, at 10:00 a.m., in Courtroom A, Second Floor, the Byron White United States

Courthouse, 1823 Stout Street, Denver, Colorado. It is

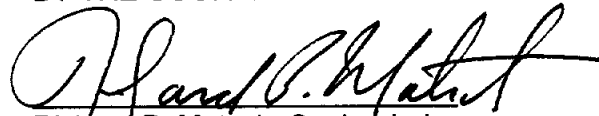
FURTHER ORDERED that the Denver School District No. 1 (Denver Public Schools) shall provide written notice of the purpose and location of the Fairness Hearing, as described in the Notices attached hereto, by November 29, 2012, and it is

FURTHER ORDERED that all written objections specify the part(s) of the proposed Consent Decree to which the person objects, the basis for each objection, and whether the person intends to make objections in person at the Fairness Hearing on January 25, 2013, and it is

FURTHER ORDERED that all timely written objections received by counsel for the Parties shall be filed with the Court by the Parties on or before January 18, 2013.

DATED: November 20<sup>th</sup>, 2012

BY THE COURT:



Richard P. Matsch, Senior Judge

To be translated into Spanish,  
Vietnamese, Arabic and Somali, Amharic, Nepali,  
Russian, French, Karen and Burmese

### Print and Email Notice to Parents

The Congress of Hispanic Educators ("CHE"), the United States, and the Denver Public Schools ("DPS") recently negotiated a revised plan for addressing the educational needs of students whose language is other than English ("English Language Learners" or "ELLs"), and have submitted it to the U.S. District Court for approval. Our records indicate that you have a child who is an English Language Learner and is eligible for English Language Acquisition ("ELA") services.

This revised plan, if approved by the Court, would replace the English Language Acquisition Program currently in place and which was approved in 1999 by the U.S. District Court in the case of *Congress of Hispanic Educators v. Denver School District No. 1*. The revised plan: (a) clarifies how parents may choose program services for their ELL students, (b) provides a new approach to training teachers of ELL students, (c) ensures that parents from different language groups will receive translations of important school communications, (d) sets out processes governing placement of ELL students with disabilities, and (e) improves DPS's self-evaluation of its ELA Program to help ensure that ELL students are succeeding in school.

Before this revised plan is approved by the Court, parents of English Language Learners in the Denver Public Schools have a right to review it.

The proposed revised Consent Decree is available at the DPS homepage [www.dpsk12.org](http://www.dpsk12.org) and can be reviewed at the office of any school, and in DPS's administrative offices, at 900 Grant Street, 1<sup>st</sup> Floor, between 9:00 a.m. and 4:00 p.m., Monday through Friday. A copy of the proposed Consent Decree will be available in English and Spanish. Speakers of other languages may bring a translator, or may obtain a list of translators proficient in other languages. You may also obtain a copy of the document for \$3.00.

Parents of ELL students wishing to file an objection must do so in writing. Any such objections should state that you are a parent of an ELL student in Denver Public Schools, and indicate at the top of the page that the objection relates to the case *CHE v. School District #1, CA #95-M-2313*. All written objections must specify the part(s) of the proposed Consent Decree to which the person objects, the basis for each objection, and whether the person intends to make objections in person at the Fairness Hearing on January 25, 2013. All written objections should be mailed to each of the following individuals so that it is received by close of business on January 4, 2013:

1. Walter J. Kramarz, Esq.  
Denver Public Schools  
900 Grant Street Suite 401  
Denver, CO 80203
2. Laurel Pyke Malson, Esq.  
Crowell & Moring LLP  
1001 Pennsylvania Avenue NW  
Washington, DC 20004  
Fax: 202-628-5116
3. Roger L. Rice, Esq.  
META, Inc.  
240A Elm Street, Suite 22  
Somerville, MA 02144

## Print and Email Notice to Community Organizations

The Congress of Hispanic Educators ("CHE"), the United States, and the Denver Public Schools ("DPS") recently negotiated a revised plan for addressing the educational needs of students whose language is other than English ("English Language Learners" or "ELLs"), and have submitted it to the U.S. District Court for approval.

This revised plan, if approved by the Court, would replace the English Language Acquisition Program currently in place and which was approved in 1999 by the U.S. District Court in the case of *Congress of Hispanic Educators v. Denver School District No. 1*. The revised plan: (a) clarifies how parents may choose program services for their ELL students, (b) provides a new approach to training teachers of ELL students, (c) ensures that parents from different language groups will receive translations of important school communications, (d) sets out processes governing placement of ELL students with disabilities, and (e) improves DPS's self-evaluation of its ELA Program to help ensure that ELL students are succeeding in school.

Before this revised plan is approved by the Court, parents of English Language Learners in the Denver Public Schools have a right to review it, file written objections, and may have the opportunity to present objections orally to the Court at a Fairness Hearing that will take place at 10 a.m. on January 25, 2013 at: Byron White Courthouse, 1823 Stout Street, Courtroom A, 2<sup>nd</sup> Floor, Denver, Colorado.

The proposed revised Consent Decree is available at the DPS homepage [www.dpsk12.org](http://www.dpsk12.org) and can be reviewed at the office of any school, and in DPS's administrative offices, at 900 Grant Street, 1<sup>st</sup> Floor, between 9:00 a.m. and 4:00 p.m., Monday through Friday. A copy of the proposed Consent Decree will be available in English and Spanish. Speakers of other languages may bring a translator, or may obtain a list of translators proficient in other languages. You may also obtain a copy of the document for \$3.00.

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Denver Public Schools  
900 Grant Street Suite 401  
Denver, CO 80203
2. Laurel Pyke Malson, Esq.  
Crowell & Moring LLP  
1001 Pennsylvania Avenue NW  
Washington, DC 20004  
Fax: 202-628-5116
3. Roger L. Rice, Esq.  
META, Inc.  
240A Elm Street, Suite 22  
Somerville, MA 02144

## LIST OF COMMUNITY ORGANIZATIONS

- **BUENO Center**  
UCB 247 - School of Education  
University of CO, Boulder  
Boulder, CO 80309-0247  
Attn: Leonard Baca
- **Catholic Charities Immigration Services**  
4045 Pecos Street, Denver, CO 80211  
Tel: 303-742-0828  
Email: [info@ccdenvr.org](mailto:info@ccdenvr.org)
- **CIRC-CO Immigrant Rights Coalition**  
2525 W. Alameda Ave., Suite 300  
Denver, CO 80219  
Email: (Julien Ross) [julien@coimmigrant.org](mailto:julien@coimmigrant.org)  
Website: <http://www.coimmigrant.org/>
- **CLLARO, CO Latino Leadership, Advocacy and Research Organization**  
309 West 1st. Avenue  
Denver, CO 80223  
Tel: 303-722-5150 ext. 108 (Kathy Maestas)  
Website: [www.cllaro.org](http://www.cllaro.org)
- **Colorado Association of Bilingual Educators (CABE)**  
P.O. Box 33120  
Northglenn, CO 80233  
Email: [hriley@cocabe.org](mailto:hriley@cocabe.org)
- **Colorado Association of Latino/a Administrators & Superintendents**  
15701 E. 1<sup>st</sup> Ave., Suite 217  
Aurora, CO 80011  
Tel: 303 340-0864  
Email: (Jesus Escarcega) [jdescarcega@aps.k12.co.us](mailto:jdescarcega@aps.k12.co.us)
- **Coloradans for Immigrant Rights**  
901 W. 14th Avenue, Ste. 7  
Denver, CO 80204  
Tel: 303-623-3464  
Email: (Jordan Garcia) [jgarcia@afsc.org](mailto:jgarcia@afsc.org)

- **CO Statewide Parent Coalition**  
7150 Hooker Street, Ste B  
Westminster, CO 80030  
Tel: 720-890-0123  
Email: (Richard Garcia) [richard@coparentcoalition.org](mailto:richard@coparentcoalition.org)
  
- **Del Norte Neighborhood Development Corp**  
2926 Zuni Street #202  
Denver, CO 80211  
Tel: 303-321-1384  
Email: (Alice Dent) [adent@delnortends.org](mailto:adent@delnortends.org)
  
- **Escuela Tlatelolco**  
2949 North Federal Boulevard  
Denver, CO 80211  
Tel: 303-964-8993  
Email: (Nita Gonzales) [nita@escuelatlatelolco.org](mailto:nita@escuelatlatelolco.org)
  
- **Focus Points Family Resource Center**  
2501 East 48th Avenue  
Denver, CO 80216  
Tel: 303-292-0770  
Email: (Cynthia Gallegos) [cynrgal@yahoo.com](mailto:cynrgal@yahoo.com)
  
- **Intercambio De Comunidades**  
2525 W. Alameda Ave., Room 130  
Denver, CO 80219  
Tel: 303-433-0190  
Email: (Sarah Shikes) [sarahs@intercambioweb.org](mailto:sarahs@intercambioweb.org)
  
- **Latino Education Advisory Council (LEAC)**  
% Ms. Christina Montoya  
3349 Alcott Street  
Denver, CO 80211  
Email: [christinam77@yahoo.com](mailto:christinam77@yahoo.com)  
and  
Ms. Aubrey Valencia  
2807 E. Pacific Dr. #302  
Aurora, CO 80014
  
- **Latin American Educational Foundation**  
561 Santa Fe Drive  
Denver, CO 80204  
Tel: 303-446-0541  
Website: [info@laef.org](mailto:info@laef.org)

- **Lulac League-United Latin**  
3034 W. Denver Place  
Denver, CO 80211  
Tel: 303-892-8455
  
- **Mi Casa Resource Center**  
360 Acoma Street  
Denver, CO 80223  
Tel: 303-573-1302  
Email: (Christine Marquez-Hudson) [cmarquez@micasaresourcecenter.org](mailto:cmarquez@micasaresourcecenter.org)
  
- **Mile High United Way**  
2505 18th Street  
Denver, CO 80211  
Tel: 303-433-8383  
Website: [www.unitedwaydenver.org](http://www.unitedwaydenver.org)
  
- **Padres and Jovenes Unidos**  
3025 West 37th Ave. # 206  
Denver, CO 80211  
Tel: 303-937-3799  
Email: (Ricardo and Pam Martinez) [info@padresunidos.org](mailto:info@padresunidos.org)
  
- **Rocky Mountain Immigrant Advocacy Network**  
3489 West 72nd Ave Ste 211  
Westminster, CO 80030  
Tel: 303-433-2812  
Email: (Mekela Goehring) [mgoehring@rmian.org](mailto:mgoehring@rmian.org)
  
- **Servicios De La Raza**  
4055 Tejon Street  
Denver, CO 80211  
Tel: 303-458-5851  
Email: [rudyg@serviciosdelaraza.org](mailto:rudyg@serviciosdelaraza.org)
  
- **YESS Institute**  
1029 Santa Fe Drive  
Denver, CO 80204  
Tel: 303-525-3859  
Email: (Carlo Kriekels) [carlo@yessinstitute.org](mailto:carlo@yessinstitute.org)
  
- **NEWSED Community Development Corp.**  
901 W. 10th Avenue, Suite 2A  
Denver, CO 80204  
Tel: 303-534-8342  
Fax: 303-534-7418

- **Asian Educational Advisory Council**  
5491 S. Ireland Way  
Centennial, CO 80015  
Attn: Ms. Priscilla Shaw  
Email: [Tennisgalp@gmail.com](mailto:Tennisgalp@gmail.com)
- **Asian Roundtable of Colorado**  
P.O. Box 1102  
Denver, Colorado 80201  
Attn: Mr. Peter Lee  
Email: [peterl63@gmail.com](mailto:peterl63@gmail.com)
- **Asian Pacific Development Center**  
APDC Business & Programs Office  
1544 Elmira St., Aurora, CO 80010  
Attn: Ms. Jinny Kim  
Email: [Jinnykim@apdc.org](mailto:Jinnykim@apdc.org)
- **Organization of Chinese Americans-Colorado**  
P.O. Box 44236  
Denver, CO 80201  
Email: [Oacolorado@gmail.com](mailto:Oacolorado@gmail.com)
- **Vietnamese Senior Center**  
1822 S. Sheridan Blvd  
Denver, CO 80232  
Tel: 720-378 8818
- **Vietnamese-American Cultural Alliance**  
986 S. Ventura Way  
Aurora, CO 80017
- **Vietnamese Elderly Association of Colorado**  
615 S. Federal Blvd., #103-105  
Denver, CO 80219  
Attn: Linh Hoai Duong  
Email: [Veacolorado@cs.com](mailto:Veacolorado@cs.com)
- **Vietnamese Veterans- USVAVA-CO**  
1693 S. Laredo St  
Aurora, CO 80017  
Attn: Mr. Sum Cong Nguyen  
Tel: 303-548-2675  
Email: [scn1693@comcast.Net](mailto:scn1693@comcast.Net)



- **Vietnamese Community of Colorado**  
President: Mr. Lu Pham  
449 S. Osceola St  
Denver, CO 80219
- **Colorado African Organization**  
Kit Taintor, Director  
6795 E Tennessee, Suite 250  
Denver, CO 80224-1609
- **African Community Center**  
5250 Leetsdale Dr., Suite 200  
Denver, CO 80246
- **Spring Institute for Intercultural Learning**  
1610 Emerson St.  
Denver, CO 80218  
Attn: Ms. Myrna Ann Adkins, C.E.O.
- **Colorado Providers for Integration Network**  
6795 E. Tennessee Ave., Suite 250  
Denver, CO 80224  
Attn: Meg K. Allen, Community Integration Director  
Email: [Mega@caoden.org](mailto:Mega@caoden.org)
- **Lao-Hmong American Coalition**  
7051 Beacon Way  
Westminster, CO 80030  
Attn: Yang Chee  
Email: [Yang.chee@comcast.net](mailto:Yang.chee@comcast.net)
- **MileHi Japanese American Citizens League**  
333 E. 16th Ave., #613  
Denver, CO 80203  
Attn: Suzy Shimasaki, President
- **Filipino American Community of Colorado**  
1900 Harlan St.  
Edgewater, CO 80214  
Email: [Facc@filam-colo.org](mailto:Facc@filam-colo.org)
- **Cambodian Buddhist and Christian Society of Colorado**  
2950 S. Willow Street  
Denver, CO 80204

- **Colorado Cambodian Community**  
1555 Grove Street, Suite 101  
Denver, CO 80204

*English and Spanish*  
*"Educa"*  
KXPK-FM 96.5  
KJMN-FM 92.1  
KMXA-AM 1090

### **Class Notice – Radio Announcement**

This is a notice for Spanish-speaking parents and the parents of Spanish-speaking students in the Denver Public Schools. Recently the Congress of Hispanic Educators, the United States Department of Justice, and Denver Public Schools, reached an agreement to improve the educational program for Spanish-speaking students. The agreement has been presented to a Federal judge for his approval. Parents of Spanish-speaking students have a right to review the new agreement and may have an opportunity to tell the judge about any objections they may have. A hearing has been scheduled for January 25, 2013 at 10 a.m. You can read the proposed new agreement in Spanish and English and get more information at the Denver Public Schools office on 900 Grant Street or at your neighborhood school. This information will also be available on the website of the Denver Public School, [www.dpsk12.org](http://www.dpsk12.org).