

DOCKET NO. X07 HHD-CV-14-5037565-S

CONNECTICUT COALITION FOR	:	SUPERIOR COURT
JUSTICE IN EDUCATION	:	
FUNDING, INC., et al.	:	COMPLEX LITIGATION
<i>Plaintiffs</i>	:	DOCKET
v.	:	AT HARTFORD
	:	
M. RODI RELL, et al.	:	
<i>Defendants</i>	:	FEBRUARY 7, 2014

DEFENDANTS' MOTION TO COMPEL AND/OR MOTION TO PRECLUDE

Pursuant to Practice Book §13-14, the defendants respectfully request that this Court order the school districts of Windham, Waterford, Norwich, New London, New Britain, Hartford, Danbury, Bridgeport, and Plainfield to comply with discovery requirements by responding to their discovery requests issued by subpoena on various dates in January 2012.

Specifically, the defendants request that the school districts produce redacted teacher evaluations for the period 2010 to the present, including the results of such evaluations of teacher performance and the supporting documents thereto such as teacher observations conducted by administrators and/or faculty, in order to defend against the plaintiffs' claim of the defendants' failure to provide highly qualified teachers. This is more fully set out in Defendants' Memorandum of Law, attached hereto. Objections have been filed on behalf of the school districts by plaintiffs' counsel. See Docket No. X07-HHD-CV05-4050526-S, Doc. # 150.00 - #150.70.¹ Defendants have agreed to accept the teacher evaluations in redacted form with no personally identifying information.

¹ The district of Plainfield did not file an objection. However, their counsel indicated Plainfield would not be producing responsive materials. See Attachment 6 to Exhibit B of the Memorandum in Support of Defendants' Motion to Compel and/or Motion to Preclude.

All efforts to resolve the nondisclosure dispute have failed. The defendants, herewith, file an affidavit concerning the bona fide attempts to resolve the differences concerning the objections as required by the P.B. §13-10(c).

WHEREFORE the defendants request that the school districts be ordered to comply with the rules of discovery by responding to the request for production of redacted teacher evaluations for the period from 2010 to the present including the results of such evaluations of teacher performance and the supporting documents thereto such as teacher observations conducted by administrators and/or faculty. Defendants further request that the school districts be ordered to comply within ten (10) days of the date of granting of this motion or that the plaintiffs suffer the preclusion of their claim regarding the defendants' failure to provide highly qualified teachers.

DEFENDANTS

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I hereby certify that the foregoing Defendants' Motion to Compel And/Or Motion to Preclude was filed electronically and a copy mailed on this 7th day of February 2014 to the following:

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