

**YOUNG, MINNEY & CORR, LLP**

THE CHARTER LAW FIRM

# Update on New Laws and Current Civil and Criminal Cases

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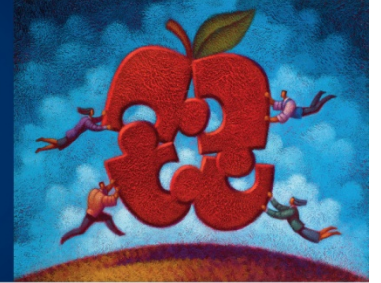


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# Goals for Session



1. This is a non-exhaustive overview.
2. Create issue spotters!
3. Changes to statutes effective Jan. 1, 2013
4. Review current court cases – both civil and criminal.
5. Note: Court cases possible clarification on appeal

# Statutory Changes for 2013



1. Pupils Fees (Ed. Code §49010 *et seq.*)
2. Charter school loans (Ed. Code §1042(f) and §47603)
3. Mandatory changes to Element Two of charter petition (Ed. Code §47605(b)(5)(B))
4. Charter renewal threshold changes:
  - a) Ed. Code §47607(a)(3)(A) and (B); and
  - b) Ed. Code §47607(b)(1))
5. Charter school revocation consideration (Ed. Code §47607)
6. Brown Act (Govt. Code §54960.2)

# Civil Lawsuits



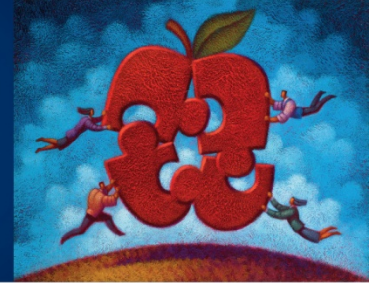
1. CCSA v. LAUSD (Cal. Supreme Court Review)
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3. Today's Fresh Start v. LACOE (Cal. Supreme Court Review)
4. UTLA v. LAUSD (Cal. Supreme Court)
5. San Jose USD v. Santa Clara COE/Rocketship (Superior Court)
6. CSBA v. SBE/Aspire (Court of Appeal)
7. Bullis Charter School v. Los Altos SD; Los Altos SD v. Bullis Charter School (Superior Court)
8. Pavik et al. v. Fillmore USD (PERB)
9. Los Angeles International Charter HS v. LAUSD (Court of Appeal)

# Criminal Trials



1. People v. J. Bauer (Sierra Summit Academy)(2004)
2. People v. Steven Cox (Cal. Charter Academy)(2004)
3. People v. K. Ghafur (Gateway Academy CS)(2006)
4. People v. Bietz (Westwood Charter School)(2010)
5. People v. E. Fiszler (New Academy Canoga Park)(2010)
6. People v. E. Selivanov/T. Berkovich (Ivy Academia)(2011)

# People v. Selivanov/Berkovich



- ✓ Factual History
- ✓ DA/OIG Charges and allegations
  - Misappropriation of funds
  - Embezzlement
  - Money laundering
  - False Accounting
  - Fed./State tax counts
- ✓ Defense allegations
- ✓ Legal issues
- ✓ Lessons learned?
- ✓ Concerns going forward