

# American Indian Model Schools

4/24/2018

In the Matter of the Possible Expulsion of )  
 )  
**Huajun Situ** )  
 )  
a 6<sup>th</sup> grade pupil enrolled at AMERICAN INDIAN )  
**PUBLIC CHARTER SCHOOL II**, (“Charter School”) )  
administered by American Indian Model Schools )  
 (“AIMS”) )  
 )  
 )

SENT VIA: REGULAR AND  
CERTIFIED MAIL, RETURN-  
RECEIPT REQUESTED

---

To: Pupil: **Huajun Situ**  
Parent/Guardian: **Yan Fang Chen & HuanMing Situ**  
Address: **186 6<sup>th</sup> Street Oakland, CA 94607**

PLEASE TAKE NOTICE that the Governing Board (“Board”) of the Charter School intends to convene a hearing closed to the public on **Friday, May 4<sup>th</sup>, 2018 at 5:00 pm** in **The Board Meeting Room** located on the 3<sup>rd</sup> floor at **171 12<sup>th</sup> St. Oakland CA, 94607** for the purpose of considering the possible expulsion of the above-named pupil, **Huajun Situ**, (hereinafter “Pupil”). The recommendation for possible expulsion is based upon the pupil’s violation of the suspension/expulsion rules as set forth in the Charter School’s suspension/expulsion rules contained within the Charter and Student/Parent Handbook.

The facts supporting the recommendation are as follows:

## **The pupil had a knife at school**

Based upon the foregoing facts, the above constitute violations of the Charter School’s suspension/expulsion rules contained with the Charter and Student/Parent Handbook, specifically:

- 1. Dangerous Object: Possessed, sold, or otherwise furnished a firearm, knife, explosive, or other dangerous object, unless, in the case of possession of an object of this type, the pupil had obtained written permission to possess the item from the principal or the designee of the principal.**

If you desire the hearing to be open to the public, you or any of you may, within five (5) days of the scheduled date for the hearing, serve upon the Superintendent or Designee, a request, in writing, that the hearing of the Board be open to the public. The person representing the Pupil may request one continuance and reset the hearing date for not more than thirty (30) calendar days from the date of the original hearing. Immediately after the granting of a continuance, the Executive Director or Designee shall confirm the new hearing date in writing to the pupil and his parent or guardian, or his attorney, or other representative, if any.

YOU AND EACH OF YOU ARE INVITED TO BE PRESENT at the hearing, whether it be conducted as a

closed or a public meeting. You will be given a full opportunity to question any witness who gives oral testimony against the Pupil and may present witnesses and/or written evidence on behalf of the Pupil. The Pupil may, but need not be, represented by an attorney at the hearing. If an attorney is to represent the Pupil you shall notify the Executive Director or Designee at least seventy-two (72) hours before the hearing.

You have the right to inspect and obtain copies of all documents to be used at the hearing. For your convenience, a copy of these documents is enclosed with this Notice as Exhibit A. The person(s) who made the written declaration(s), or who orally gave information contained in the reports, or who gave the information contained in the other documents may not necessarily be present at the hearing to testify orally. You will not be able to question them unless, within four (4) days after the receipt of this notice, you file with the Executive Director or Designee a written request that the Charter School issue an invitation to these persons to be present at the hearing to testify orally. You must set forth the name, and if possible, the address of each person to be invited. However, under no circumstances can a witness be made to testify.

Where the hearing is conducted in closed or open session, a record of the oral proceedings, but not the deliberations of the Board, shall be preserved. Preservation may be by means of a tape recorder. If a tape recorder is used, those present shall be required to give their names. The minutes of the meeting shall contain a record of all persons present at the hearing.

Whether the hearing is conducted in closed or public session, a final action to expel shall be taken by the Governing Board of the Charter School at a public meeting.

The Charter School will serve the Pupil and his parent or guardian with a notice of the action taken by the Board. Such notice will be sent by certified mail, return-receipt requested, addressed to them at the latest address on file with the Charter School.

If at any time you opt to enroll Pupil in a different school, please be advised that you have an obligation to provide information about Pupil's status at the Charter School to any other school district or school in which Pupil seeks enrollment, including that Pupil has been recommended for expulsion.

Attached and incorporated herein as "Exhibit A, Documentary Evidence," you will find copies of all relevant documentary evidence to be introduced at the hearing by the School.

Dated: \_\_\_\_\_

Signed: \_\_\_\_\_

**Peter Holmquist**

**Attachments:**

- 1) Documentary Evidence
  - a) Notice of Suspension
  - b) Recommendation for Expulsion
  - c) Notice of Extension of Suspension
  - d) Incident Report
  - e) Written Statements
  - f) Pupil Statement
  - g) Photographic Evidence
- 2) Disciplinary Record
- 3) Attendance Record
- 4) Academic Record
- 5) Charter School Disciplinary Policy as set forth in the Charter and/or Student/Parent Handbook

