

NO. HHD-CV-89-4026240S (X07)

MILO SHEFF, et al
Plaintiffs

:
: SUPERIOR COURT –COMPLEX
: LITIGATION DOCKET AT HARTFORD

v

WILLIAM A. O'NEILL, et al
Defendants

:
: JULY 17, 2007

DEFENDANTS' OBJECTION TO MOTION FOR ORDER

The Defendants respectfully object to Plaintiffs' motion dated July 5, 2007, received July 11, 2007, entitled "Motion for Order Enforcing Judgment and to Obtain a Court-Ordered Remedy."

In support of this objection, Defendants respectfully submit:

1. Plaintiffs' motion is premature in that Plaintiffs and Defendants have successfully negotiated the draft of a new five-year Agreement, establishing the appropriate next steps for compliance with the State Supreme Court mandate. This new draft Agreement requires the approval of the General Assembly. The settlement was formally submitted to the General Assembly. The Legislative Education Committee has held two hearings on the settlement, most recently on July 12th. It is anticipated that a vote by the legislature will occur within the next three weeks.

2. Under the draft Agreement, the 2007-2008 school year is one that calls for consolidation and planning. In particular, under the draft Agreement the Defendants are primarily expected to work on efforts and plans to bring certain magnet schools into compliance with the desegregation standard called for in the draft Agreement (and in the previous Agreement), and plan for new magnet schools, charter schools, vocational school programs, or

other initiatives to further reduce racial, ethnic and economic isolation. Because of the lead time required for such efforts, and the very nature of such efforts, the Defendants are already proceeding with these efforts, while awaiting legislative approval of the draft Agreement.

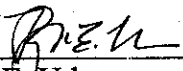
3. In addition, the funding necessary to carry out the initiatives called for in the first two years of the draft Agreement has already been approved by the State's General Assembly as part of the biennial budget for fiscal years 2007-08 and 2008-09.

With two years of funding in place, and the planning, programs and initiatives underway, action by the Court at this time is unnecessary.

For these reasons and such further reasons as may appear at a hearing on the motion, the Defendants respectfully urge the Court to deny Plaintiffs' motion.

DEFENDANT
STATE OF CONNECTICUT

RICHARD BLUMENTHAL
ATTORNEY GENERAL

By: 
Ralph E. Urban
Assistant Attorney General
Juris No. 085178
343 Mansfield Road, Unit 2177
Storrs, CT 06269-2177
Tel: (860) 486-4241
Fax: (860) 486-4369

ORDER

The foregoing objection being duly presented to the Court, it is hereby, ORDERED:
SUSTAINED/OVERRULED.

By the Court

Judge/Clerk

CERTIFICATION

This will certify that a copy of the foregoing has been mailed this 17th day of July 2007, to the following:

Wesley W. Horton, Esq.
Daniel J. Krisch, Esq.
Horton, Shields & Knox, PC
90 Gillett Street
Hartford, CT 06105

Martha Stone
Center for Children's Advocacy
University of Connecticut School of Law
65 Elizabeth Street
Hartford, CT 06105

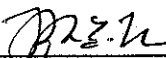
Renee Redman
ACLU of Connecticut
32 Grand Street
Hartford, CT 06106

Dennis D. Parker
Elora Mukherjee
American Civil Liberties Union
125 Broad Street
New York, NY 10004

Matthew Colangelo
NAACP Legal Defense
& Education Fund, Inc.
99 Hudson Street, 16th Floor
New York, NY 10013

John Foster Maer
Ghita Schwarz
Puerto Rican Legal Defense & Education Fund
99 Hudson Street, 14th Floor
New York, NY 10013

John J. Rose, Esq.
Corporation Counsel
City of Hartford
550 Main Street
Hartford, CT 06103



RALPH E. URBAN
Assistant Attorney General