

THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

JOSHUA R. DIAMOND
DEPUTY ATTORNEY GENERAL

WILLIAM E. GRIFFIN
CHIEF ASST. ATTORNEY
GENERAL



TEL: (802) 828-3171
FAX: (802) 828-3187

<http://www.ago.vermont.gov>

STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER, VT
05609-1001

January 7, 2019

Donna Waters, Clerk
Vermont Superior Court
Washington Unit, Civil Division
65 State Street
Montpelier, VT 05602

Re: *Athens School District, et al. v. Vermont State Board of Education, et al.*
Docket No. 702-12-18 Wncv

Dear Ms. Waters:

Enclosed please find two *Notices of Appearance* and *Certificate of Service* of same for David Boyd and Jon Alexander and a *Consented-To Motion for an Extension of Time* and *Certificate of Service* for filing in the above-referenced matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Peggy Lord".

Peggy Lord
Paralegal

Enclosures

cc: David F. Kelley, Esq.
Ines McGillion, Esq.
Charles Merriman, Esq.

STATE OF VERMONT

SUPERIOR COURT
Washington Unit

CIVIL DIVISION
Docket No. 702-12-18 Wncv

ATHENS SCHOOL DISTRICT, et al.)
 Appellants-Plaintiffs,)
)
)
)
)
)
VERMONT BOARD OF EDUCATION, et al.,)
 Appellees-Defendants.)

NOTICE OF APPEARANCE

NOW COMES David Boyd, Assistant Attorney General for the State of Vermont, and hereby enters his appearance as counsel on behalf of Defendants Vermont State Board of Education, Vermont Agency of Education, Krista Huling, William Mathis, John Carroll, Callahan Beck, Kyle Courtois, John O'Keefe, Oliver Olsen, Peter Peltz, Mark Perrin, Stacy Weinberger and Dan French (in their official capacities only) in the above-entitled matter, and requests that a copy of all papers in this action be served upon him at the following address:
Office of the Attorney General, 109 State Street, Montpelier, Vermont 05609-1001.

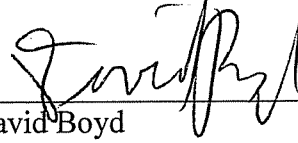
Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

DATED at Montpelier, Vermont this 7th day of January 2019.

STATE OF VERMONT

THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

By:



David Boyd
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609-1001
(802) 828-1101
David.Boyd@vermont.gov
ERN: 4578

Counsel for Defendants

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of January 2019, I served my Notice of Appearance by sending same via first class mail, postage prepaid, to the following:

David F. Kelley, Esq.
1501 Shadow Lake Road
Craftsbury Common, VT 05827

Ines McGillion, Esq.
Ines McGillion Law Offices, PLLC
P.O. Box 212
Putney, VT 05346

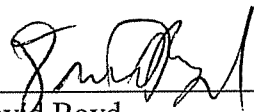
Charles Merriman, Esq.
Merriman and Smart, PLC
15 East State Street
Montpelier, VT 05602

DATED at Montpelier, Vermont, this 7th day of January 2019.

STATE OF VERMONT

THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

By:



David Boyd
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609-1001
(802) 828-1101 ERN: 4578
David.Boyd@vermont.gov

Counsel for Defendants

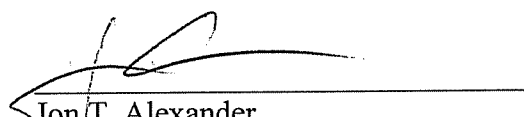
Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

DATED at Montpelier, Vermont this 7th day of January 2019.

STATE OF VERMONT

THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

By:



Jon T. Alexander
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609-1001
(802) 828-1101
Jon.Alexander@vermont.gov
ERN: 1853

Counsel for Defendants

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of January 2019, I served my Notice of Appearance by sending same via first class mail, postage prepaid, to the following:

David F. Kelley, Esq.
1501 Shadow Lake Road
Craftsbury Common, VT 05827

Ines McGillion, Esq.
Ines McGillion Law Offices, PLLC
P.O. Box 212
Putney, VT 05346

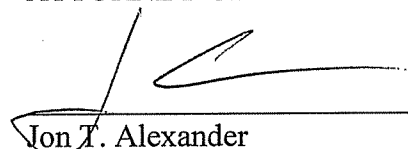
Charles Merriman, Esq.
Merriman and Smart, PLC
15 East State Street
Montpelier, VT 05602

DATED at Montpelier, Vermont, this 7th day of January 2019.

STATE OF VERMONT

THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

By:


Jon T. Alexander
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609-1001
(802) 828-1101 ERN: 1853
Jon.Alexander@vermont.gov

Counsel for Defendants

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

before two holiday weeks. Defendants promptly ordered transcripts of potentially relevant Board meetings and split the request up among multiple reporters to expedite the request. However, Defendants do not expect their transcript requests to be complete until January 16, 2019 and will require time to analyze Plaintiffs' filings, which contain at least a dozen discrete legal arguments, in order to properly respond.

Given the brief duration of the requested extension, no party would be unduly prejudiced. The first set of deadlines Plaintiffs seek to enjoin are for organizational meetings that were originally set to be held prior to January 29, 2019. The parties have agreed that organizational meetings relating to Plaintiff districts will instead be warned to begin in the third week of February. The parties have also agreed to request that the Court schedule a hearing to address Plaintiffs' motion prior to the third week in February.

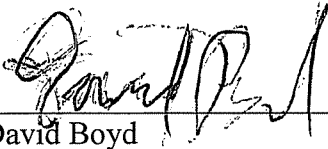
WHEREFORE, Defendants respectfully request that the Court extend the time for Defendants to respond to Plaintiffs' Motion for Preliminary Injunction until January 30, 2019.

DATED at Montpelier, Vermont this 7th day of January 2019.

STATE OF VERMONT

THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

By:



David Boyd
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609-1001
(802) 828-1101
David.Boyd@vermont.gov
ERN: 4578

Counsel for Defendants

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of January 2019, I served Defendants' Consented to Motion for an Extension of Time by sending same via email and first class mail, postage prepaid, to the following:

David F. Kelley, Esq.
1501 Shadow Lake Road
Craftsbury Common, VT 05827

Ines McGillion, Esq.
Ines McGillion Law Offices, PLLC
P.O. Box 212
Putney, VT 05346

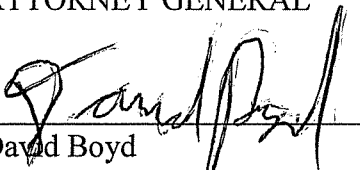
Charles Merriman, Esq.
Merriman and Smart, PLC
15 East State Street
Montpelier, VT 05602

DATED at Montpelier, Vermont, this 7th day of January 2019.

STATE OF VERMONT

THOMAS J. DONOVAN, JR.
ATTORNEY GENERAL

By:


David Boyd
Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609-1001
(802) 828-1101 ERN: 4578
David.Boyd@vermont.gov

Counsel for Defendants