



OFFICE OF CHARTER SCHOOLS

January 20, 2017

By E-mail: shelley@eastbayia.org; and dkrugman@eastbayia.org;

East Bay Innovation Academy
Attn: Shelley Benning and Devin Krugman
3400 Malcolm Avenue
Oakland, CA 94605

Re: Proposition 39 Extension

Dear Shelley Benning and Devin Krugman:

In alignment with Proposition 39 ("Prop. 39"), district and charter school may mutually agree to modify specific Prop. 39 timelines while negotiating/ a mutually agreeable facility solution (an alternative to Prop. 39). At this time, it is our understanding that East Bay Innovation Academy ("EBIA") and Oakland Unified School District ("OUSD" or "District") have mutually agreed to extend the deadline for EBIA to receive a Preliminary Prop. 39 Offer from February 1, 2017 to February 28, 2017 (after the February 22, 2017 OUSD Board Meeting). If EBIA and the District are able to negotiate/amend the agreements for facilities for the 2017-2018 school year at the Marshall site and Roosevelt site, we will bring to the Board binding letters of intent or agreements for approval at the OUSD Board Meeting on February 22, 2017.

If we are unable to execute binding letters of intent or agreements for facilities by the February 22, 2017 Board Meeting, EBIA will be no less positioned to exercise its rights under Prop. 39.

If EBIA agrees to the extension, please confirm your agreement and acknowledgment of this extension by signing the bottom of this letter.

Thank you in advance for your consideration.

ACKNOWLEDGEMENT

EBIA mutually agrees to extend the deadline for receipt of a Preliminary Offer until February 28, 2017, while maintaining all other rights guaranteed under Prop. 39.

Shelley Benning

Signature

Shelley Benning

Printed Name

* EBIA agrees and would like to align on subsequent dates
As such - District provides by 2/28/16, EBIA responds by March 15, 2016, and OUSD provides final offer by April 1, 2016
Which will realign us with Prop 39 regulations.