

CHARTER SCHOOL APPEAL COMMISSION
Recommendation to State Board of Education, February 20, 2007

DISCOVERY EDUCATION SERVICES
d/b/a DISCOVERY ACADEMY OF
SCIENCE

Petitioner,

v.

SCHOOL BOARD OF
ORANGE COUNTY

_____ / DOE Case No.2006-1250

RECOMMENDATION

On October 24, 2006, the School Board of Orange County (School Board) voted to deny the charter application of Discovery Education Services d/b/a Discovery Academy of Science (Charter applicant). The School Board's letter of denial was dated November 2, 2006. The Charter applicant filed this appeal on December 11, 2006. On January 30, 2007, the Charter School Appeal Commission heard the appeal of this matter. **Thereafter, the Commission voted 8 to 0 to recommend to the State Board of Education to grant the appeal of the Charter applicant.** The Commission's justifications for its recommendation were as follows:

1. The Commission voted 8 to 0 that the School Board **did not** have competent, substantial evidence to support its finding that the Charter School Application had a lack of innovative learning methods.
2. The Commission voted 8 to 0 that the School Board **did not** have competent, substantial evidence to support its finding that the Charter School Application had a lack of reading programs for those students at or above grade level.
3. The Commission voted 5 to 3 that the School Board **did not** have competent, substantial evidence to support its finding that the Charter School Application lacked curriculum for language arts.
4. The Commission voted 6 to 2 that the School Board **did not** have competent, substantial evidence to support its finding that the Charter School Application lacked assessments and progress monitoring for high school students.

5. The Commission voted 7 to 1 that the School Board **did not** have competent, substantial evidence to support its finding that the Charter School Application had inadequate financial planning predicated on enrollment and revenue.

Kim McDougal, Commissioner's Designee
Charter School Appeal Commission

FILED with the Agency Clerk of the Department of Education this _____ day of February
2007.

AGENCY CLERK