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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 CITY AND COUNTY OF SAN FRANCISCO

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11 ELIEZER WILLIAMS, et al.,) Case No. 312 236
12)
Plaintiffs,) Hearing Date: August 25, 2003
13)
vs.) Time: 3:30 p.m.
14)
STATE OF CALIFORNIA, DELAINE) Department: 16
15 EASTIN, State Superintendent)
Of Public Instruction, STATE) Judge: Hon. Peter J. Busch
16 DEPARTMENT OF EDUCATION, STATE)
17 BOARD OF EDUCATION,)
18 Defendants.)
19)
20 AND RELATED CROSS-ACTION.)
21)

22
23 DECLARATION OF NORMA MARTINEZ IN SUPPORT OF DEFENDANT STATE OF
24 CALIFORNIA'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY
25 ADJUDICATION
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1 not have textbooks. This is not true. In the fall of 2001, Alum
2 Rock District adopted a new mathematics textbook (Saxon) and
3 piloted a new reading/language arts program called Open Court for
4 the elementary schools, both of which are aligned with the
5 State's content-standards. In addition, the district
6 substantially increased professional development for new and
7 veteran teachers and began training teachers in the use of newly
8 adopted textbooks and programs. Accordingly, since the fall of
9 2001, all the students at Cureton Elementary have been provided
10 with their own copy of the new mathematics textbook and the Open
11 Court materials, as well as science and history textbooks to use
12 in class and to take home. The science and history textbooks are
13 from the latest adoption cycle and aligned with the State's
14 content-standards.

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16 4. I am also aware that plaintiffs, in their motion before
17 this court, have quoted page eleven of Fisher Middle School's
18 II/USP Action Plan for May 2001 which states:

19 Students reported that they have not been given a textbook
20 or that they have a textbook for class use only (~62%).
21 Parents reported that their students do not have a textbook
22 or that they have one for classroom use only (-45%). . . .
23 The lack of instructional materials has created a hole in
24 the instructional program because in some classes students
25 spend instructional time hand copying definitions out of
26 books so that they can utilize those [definitions] when they
27 go home.

28 This is no longer the case. Since the fall of 2001, the district
has provided every student at Clyde Fisher Middle School with
their own copy of textbooks to use in class and to take home in

1 all core subjects. Moreover, in the fall of 2002, Alum Rock
2 District adopted new instructional materials for ELD (Highpoint/
3 Hampton-Brown), Language Arts (Holt Literature) and Math
4 (McDougell/Littel) for the middle schools in the district that
5 are aligned with the State's content-standards. The science and
6 social science textbooks are the from the latest adoption cycles
7 in these subjects and contain State standards-based material.

8
9 I declare under penalty of perjury that the foregoing is
10 true and correct.

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12 Executed this 6 day of August, 2003 at Santa Clara County,
13 California.

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15 
16 Norma Martinez

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22 LA2:684011.1