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11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 CITY AND COUNTY OF SAN FRANCISCO

13 ELIEZER WILLIAMS, et al., ) Case No. 312 236  
14 )  
15 Plaintiffs, ) Hearing Date: August 25, 2003  
16 )  
17 vs. ) Time: 3:30 p.m.  
18 )  
19 STATE OF CALIFORNIA, DELAINE ) Department: 16  
20 EASTIN, State Superintendent )  
21 Of Public Instruction, STATE ) Judge: Hon. Peter J. Busch  
22 DEPARTMENT OF EDUCATION, STATE )  
23 BOARD OF EDUCATION, )  
24 )  
25 Defendants. )  
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28 )  
AND RELATED CROSS-ACTION. )  
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DECLARATION OF MALYNDIA WASHINGTON

I, Malyndia Washington, say:

1. I was the principal of Fulton Elementary School in San Diego Unified School District for six years, from the spring of 1997 to the spring of 2003. I am currently retired. I have extensive knowledge of the students, teachers, and facilities at Fulton Elementary, and am familiar with the curriculum and the instructional materials that are provided to Fulton Elementary students. I have personal knowledge of the facts set forth in this declaration; and if called as a witness I would and could testify competently thereto.

2. Fulton Elementary School was an II/USP school from approximately July 2000 to December 2002. I am familiar with Fulton Elementary's 2000 II/USP Action Plan. In fact, I was involved in preparing and drafting this Action Plan, which was done in connection with our participation in the Immediate Intervention/ Underperforming Schools Program.

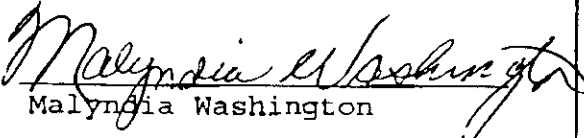
3. I am generally familiar with the Williams lawsuit. I am aware that plaintiffs, in their motion for summary adjudication, cite to Page 19 of Fulton Elementary's 2000 II/USP Action Plan which states that there was "a need to purchase additional instructional materials and books to supplement those that can be purchased from the school's budget." This statement reflects the fact that, at that time, my teaching staff and I had decided that

1 we needed to build classroom reading libraries and obtain more  
2 guided reading materials in order to further promote the literacy  
3 of the students at Fulton Elementary. We did not lack State  
4 standards-aligned textbooks in core subjects for students to use  
5 in class or to take home at that time or at any time in the six  
6 years that I was principal.

7  
8 4. In the fall of 2001, using II/USP funds, Fulton  
9 Elementary was able to obtain numerous books for classroom  
10 libraries and supplemental reading materials for students not  
11 reading at grade level. These purchases resolved the need for  
12 additional instructional materials identified in our 2000 II/USP  
13 Action Plan.

14  
15 I declare under penalty of perjury that the foregoing is  
16 true and correct.

17  
18 Executed this 12 day of August, 2003 at San Diego,  
19 California.

20  
21   
22 Malynia Washington

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25 LA2:682913.1

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