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6 Attorneys for Respondents  
LOS ALTOS SCHOOL DISTRICT; BOARD OF  
TRUSTEES OF THE LOS ALTOS SCHOOL  
7 DISTRICT; and TIM JUSTUS  
8

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
10 **FOR THE COUNTY OF SANTA CLARA**  
11

12 BULLIS CHARTER SCHOOL,

13 Petitioner,

14 v.

15 LOS ALTOS SCHOOL DISTRICT;  
BOARD OF TRUSTEES OF THE LOS  
16 ALTOS SCHOOL DISTRICT; and TIM  
JUSTUS, in his capacity as District  
17 Superintendent

18 Respondents.  
19

CASE NO. 109 CV 144569

DECLARATION OF DAVE PEFLY IN  
SUPPORT OF OPPOSITION TO PETITION  
FOR WRIT OF MANDATE

Trial: September 29, 2009

Petition Filed: June 10, 2009

Time: 9:00 a.m.

Dept.: 1

Judge: Hon. James P. Kleinberg

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22 1. I, Dave Pefley, declare as follows:

23 2. I am a member of the Governing Board of the Los Altos School District, and have been so  
24 since December, 2005.

25 3. On March 15, 2009, I attended a meeting with Santa Clara County Board of Education  
26 member Leon Beauchman, three members of the Bullis Charter School (BCS) board, including  
27 Board president Ken Moore, and Bill Cooper, a member of the Governing Board of the Los Altos  
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School District.

4. Mr. Moore never stated at the March 15, 2009 meeting that BCS would offer the seventh grade during the 2009-2010 school years.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 19th day of August, at Los Altos, California.

  
DAVID PEFLY