

CAUSE NO. D-1-GN-11-003130

THE TEXAS TAXPAYER & STUDENT  
FAIRNESS COALITION, et al.

Plaintiffs

vs.

ROBERT SCOTT, COMMISSIONER  
OF EDUCATION, IN HIS OFFICIAL  
CAPACITY, et al.

Defendants.

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IN THE DISTRICT COURT

200<sup>th</sup> JUDICIAL DISTRICT

TRAVIS COUNTY, TEXAS

**EFFICIENCY INTERVENORS' TRIAL WITNESS LIST, EXHIBIT LIST  
AND DEPOSITION EXCERPTS**

In accordance with this Court's Scheduling Order, the following are provided to all parties in this case:

**EXPECTED TRIAL WITNESS LIST**

Lee and/or Allena Beall  
Danessa Bolling  
Joyce Coleman  
Darlene Menn  
Joel and/or Andrea Smedshammer  
James Jones  
Kent Grusendorf  
Bill Hammond  
Chris Diamond  
Craig Enoch  
Rob Eissler  
Debbie Cabrera  
Robyn Wolters  
Karry Chapman

Tim Tauer and/or Paul Haeberlen  
Joseph Bast  
Eric Hanushek  
Paul Hill  
Mark Hurley  
Don McAdams  
Terry Moe  
Allan Parker  
Clayton Trotter  
Peggy Venable  
David Dunn  
Robert Scott  
Michael Williams  
Tom Currah

The Efficiency Intervenors reserve the right to elicit testimony, by cross-examination or otherwise, from any witness designated by any other party in this case.

The Efficiency Intervenors also reserve the right to introduce, by way of live testimony and/or deposition excerpts, the testimony of any superintendent of any Plaintiff Group and/or their Representative Districts. If the superintendents testify live at trial, the Efficiency Intervenors may cross-exam those witnesses; if their testimony is presented by way of deposition testimony, the

Efficiency Intervenors may introduce additional deposition excerpts. If any superintendents are not called to testify live or through deposition testimony, the Efficiency Intervenors reserve the right to either subpoena them to testify at trial or to offer their deposition testimony. Given the above, each superintendent is hereby constructively listed.

The Efficiency Intervenors reserve the right to call rebuttal witnesses or supplement this list, depending on the evidence brought by all parties in this case.

### **DEPOSITION EXCERPTS**

Roy Knight  
180/23-229/13

Jerilyn Pfeifer  
269/16-295/12

Charles Dupre  
212/16-255/7

Robert Scott (Vol. 1)  
270/9-283/17  
285/10-286/15  
288/2-305/10  
307/24-313/9

Robert Scott (Vol. 2)  
409/19-412/4  
412/14-413/24  
414/5-15  
414/21-463/3

Karen Garza  
236/11-281/22

Joddie Witte  
223/9-260-22

Joseph Patek  
174/12-189/12

H.D. Chambers  
286/3-327/6

Richard Reedy  
182/15-218/24

Micheal French  
175/15-212/19

Gonzalo Salazar  
175/3-195/10

Bonnie Cain  
199/3-222/10

Todd Williams  
173/8-185/13

Tracy Hoke  
245/6-255/19

Floyd Miles  
127/25-153/16

Mark Hurley  
6/13-84/16  
85/16-142/8  
142/19-206-12  
208/24-229/11  
230/11-309/9  
309/17-311/3

The Efficiency Intervenors are not in possession of all deposition transcripts at this time, including those depositions taken in the last few days. Upon receipt of those depositions, if necessary, the Efficiency Intervenors will designate additional deposition testimony. It is assumed that all parties will bring their respective expert witnesses to testify live at trial.

Therefore, deposition excerpts were not prepared for those expert witnesses. If any experts are not called to testify at trial, the Efficiency Intervenors reserve the right to offer deposition testimony from of any such witnesses. The Efficiency Intervenors reserve the right to use any deposition testimony for the purpose of cross-examination, impeachment, or otherwise.

### EXHIBIT LIST

The following Exhibits are offered:

#### **Deposition Exhibits**

No Financial Accountability (Ex. 1)  
Financial Accountability System Resource Guide excerpts (Ex. 2)  
Public Education Productivity Improvement McAdams (Ex. 1013)  
McAdams CV (Ex. 1019)  
Local Control with Accountability for Results McAdams (Ex. 1017)  
Allan Parker Report (Ex. \_\_)  
Hanushek Expert Report and data (Ex. 1001)  
Efficiency of Texas Public Schools Deliver System Grusendorf (Ex. \_\_)  
Hill Report (Ex. \_\_)  
Hill CV (Ex. \_\_)  
FAST Report (parts 1-4) (Ex. \_\_)  
State Minimum Salary Schedule 2012-13 (Ex. 214)  
Master Deposition Exhibit List incorporated herein

#### **Exhibits (Marked Documents Produced)**

<b>Admitted</b>	<b>Number/Description</b>
_____	8000 Financial Accountability Systems Resource Guide Update 14
_____	8001 Hanushek Supplemental Expert Report and data
_____	8002 Schoolhouses, Courthouses and Statehouses
_____	8003 Teacher Layoffs Boyd
_____	8004 Teacher Career Paths Goldhaber
_____	8005 Evaluation Texas Charter Schools 2009-10 Taylor
_____	8006 Teachers Schools AcadAchievementHanushek
_____	8007 Managing Teacher Workforce Goldhaber
_____	8008 Globally Challenged Peterson
_____	8009 Long-Term Impacts Teachers Chetty
_____	8010 Multiple Choice CREDO
_____	8011 ERG Focus ISD
_____	8012 Effect of Student to Teacher Ratio on Academic Outcomes
_____	8013 A Warning for All Who Would Listen Guthrie
_____	8014 Distribution Teacher Quality Hanushek
_____	8015 Throwing Money at Schools Hanushek
_____	8016 Economics of Schooling Hanushek
_____	8017 Evidence on Class Size Mayer
_____	8018 Some Findings STAR Hanushek
_____	8019 Failure Input-Based Schooling Policies Hanushek

8020 Economic Value Higher Teacher Quality Hanushek  
8021 Charter School Quality Parental Decision-Making Hanushek  
8022 How Much Outcomes Matter OECD Hanushek  
8023 Moe Report  
8024 Moe CV  
8025 Stagnant Nation  
8026 Teach for America Xu  
8027 Nation at Risk 1983  
8028 Blocking Diluting Co-Opting Merit Pay Buck  
8029 Charter School Achievement 2003 NAEP  
8030 Collective Bargaining Performance of the Public Schools Moe  
8031 Collective Bargaining in Education Hannaway  
8032 Effects of TFA on Students Decker  
8033 Election Timing Anzia  
8034 Class Size Debate Hanushek  
8035 Teacher Quality Hanushek  
8036 How Teachers' Unions Affect Education Production Hoxby  
8037 Human Capital in Hartford Public Schools  
8038 Impact Teacher Preparation North Carolina  
8039 Can Arne Duncan (And \$5 Billion) Fix America's Schools  
8040 A Primer on America's Schools  
8041 There is no war on teachers Hanushek  
8042 Eight Questions for Wendy Kopp  
8043 Teach for America USA Today  
8044 Public Money Can Pay Religious-School Tuition  
8045 Democrats Limit Future Financing for Washington Voucher Program  
8046 NAEP 2008 Trends in Academic Progress  
8047 Teach for America Heilig  
8048 Politics of the Status Quo Moe  
8049 Separation of Degrees Roza  
8050 Teacher Certification Reconsidered Walsh  
8051 Teach for America Louisiana Study Noell  
8052 The Search for American Political Development Orren  
8053 NEA Positive Agenda for the ESEA Reauthorization  
8054 What Does Certification Tell About Teacher Effectiveness Kane  
8055 Greenfield School Revolution and School Choice  
8056 Lessons for Ohio from Floridas K-12 Education Revolution  
8057 Saving Now Saving Later Remediation  
8058 KG Survey Results  
8059 The Fiscal Effects of School Choice Programs  
8060 Facing the Future Hill  
8061 Education Reform for the Digital Era Finn  
8062 Sheepskin Effect Miller  
8063 Increasing the Odds  
8064 Teachers and Student Achievement Chicago Aaronson  
8065 Three Way Error Analysis Goldhaber

8066 What Does Certification Tell About Teacher Effectiveness Kane  
8067 Making Resource Decisions Amdst Uncertainty Guthrie  
8068 TSG Savings Study Bast  
8069 TSG Teachers Win Bast  
8070 Bast CV  
8071 Trotter Report  
8072 Venable Report  
8073 FAST Districts 2012  
8074 FAST Campus A-I 2012  
8075 FAST Campus J-Z 2012  
8076 FAST Results 2012 webpage  
8077 Previous FAST Results webpage  
8078 FAST Districts 2011  
8079 FAST Campus K-Z 2011  
8080 Smart Practices Instruction and Staffing  
8081 FAST Search Result 001  
8082 FAST Search Result 002  
8083 FAST Search Result 003  
8084 Articles of Incorporation Bylaws TKEEE  
8085 TAB Bylaws  
8086 HouseRCaucus  
8087 Original Intent 1876  
8088 ERG Focus ISD  
8089 Waiting for Superman (video)  
8090 Uses of Teacher Evaluation Results by District  
8091 Teacher Proficiency Statewide  
8092 Systems Used to Evaluate Teacher Performance  
8093 Principal Proficiency Rates Statewide  
8094 Principal Evais including Student Performance Chart  
8095 San Marcos 2011 Snapshot  
8096 Odem-Elroy 2011 Snapshot  
8097 Mansfield 2011 Snapshot  
8098 North Forest 2011 Snapshot  
8099 North Forest Teacher Prof. Chart  
8100 Overview\_of\_PEEQ2  
8101 PEEQ\_Texas\_Report\_website\_sm  
8102 Thoughts Alt to Class Size Reduction  
8103 Alief Annual Report  
8104 Scrap the Sacrosanct Salary Schedule Education Next  
8105 PEIMS Single File Financial Data Downloads  
8106 Atty Fee Affidavit JCD  
8107 Atty Fee Affidavit CTE  
8108 Ch 21 Legal TIER Powel and Leon  
8109 Why Don't Schools and Teachers Seem to Matter Goldhaber  
8110 Charter School List  
8111 Teacher Selection Smart Selection

\_\_\_\_\_ 8112 Learning from Really Bad Graphs  
\_\_\_\_\_ 8113 Senate Testimony, Oct. 2012

The Efficiency Intervenors reserve the right to utilize any and all deposition exhibits marked or included by any party. This list, by agreement, does not include demonstrative exhibits which will become part of the record. This includes, but is not limited to data summaries and charts created from TEA, AEIS, PEIMS and FAST data.

Respectfully submitted,

By: \_\_\_\_\_ /S/ \_\_\_\_\_  
J. Christopher Diamond  
SBN: 00792459  
The Diamond Law Firm, P.C.  
17484 Northwest Freeway  
Suite 150  
Houston, Texas 77040  
(713) 983-8990  
(832) 201-9262 [FAX]

Craig T. Enoch  
SBN: 00000026  
Melissa A. Lorber  
SBN: 24032969  
ENOCH KEVER PLLC  
600 Congress, Suite 2800  
Austin, Texas 78701  
(512) 615-1200  
(512) 615-1198 [FAX]

ATTORNEYS FOR THE EFFICIENCY  
INTERVENORS

Unofficial copy Travis Co. District Clerk Veva L. Price

**CERTIFICATE OF SERVICE**

I hereby certify that, on the 15<sup>th</sup> day of October 2012 a true and correct copy of the above and foregoing has been served by email on the following:

***Attorneys for Plaintiffs:***

Richard E. Gray, III.  
Toni Hunter  
Gray & Becker, P.C.  
900 West Ave.  
Austin, Texas 78701  
512-482-0924 (fax)

***Attorneys for Plaintiffs:***

David G. Hinojosa  
Marisa Bono  
Mexican American Legal Defense  
and Education Fund, Inc.  
110 Broadway, Suite 300  
San Antonio, Texas 78205  
210-224-5382 (fax)

***Attorney for Defendants:***

Shelley N. Dahlberg  
James "Beau" Eccles  
Erika Kane  
Texas Attorney General's Office  
P.O. Box 12548, Capitol Station  
Austin, Texas 78711

***Attorneys for Plaintiffs:***

J. David Thompson, III  
Philip Fraissinet  
Thompson & Horton LLP  
3200 Phoenix Tower, Suite 2000  
Houston, Texas 77027  
713-583-9668 (fax)

***Attorneys for Plaintiffs:***

Mark R. Trachtenberg  
Haynes and Boone, LLP  
1221 McKinney St., Suite 2100  
Houston, Texas 77010  
713-547-2600 (fax)

***Attorneys for Plaintiffs:***

Robert Schulman  
Schulman, Lopez & Hoffer  
517 Soledad St.  
San Antonio, Texas 78205-1508

/s/

\_\_\_\_\_  
J. Christopher Diamond