

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

TEXAS TAXPAYER & STUDENT
FAIRNESS COALITION, *et al.*,

Plaintiffs,

VS.

MICHAEL WILLIAMS, TEXAS
COMMISSIONER OF EDUCATION, *et al.*,

Defendants

IN THE DISTRICT COURT OF

Consolidated Case:

FORT BEND INDEPENDENT SCHOOL
DISTRICT, *et al.*,

Plaintiffs,

VS.

MICHAEL WILLIAMS, TEXAS
COMMISSIONER OF EDUCATION, *et al.*,

Defendants.

TRAVIS COUNTY, TEXAS

200TH JUDICIAL DISTRICT

**FORT BEND ISD PLAINTIFFS’
SUPPLEMENTAL TRIAL EXHIBIT LIST**

Plaintiffs Fort Bend ISD, et. al. (“The Fort Bend ISD Plaintiffs”) file this their First Amended Supplemental Trial Exhibit List for the Supplemental January Hearing (the “Amended Supplemental Trial Exhibit List”). *See* Exhibit “A” attached hereto. This list replaces the supplemental exhibit list filed January 6, 2014. The Exhibits listed here are in addition to the trial exhibits previously admitted during the initial trial.

The Fort Bend Plaintiffs expressly reserve the right to withdraw any exhibits or object to the admissibility of any exhibit subject to the Court’s ruling on certain legal issues. By identifying these exhibits, the Fort Bend Plaintiffs do not waive their right to object if

Defendants attempt to offer the exhibit at trial. The Fort Bend ISD Plaintiffs expressly reserve the right to further amend or modify the Supplemental Trial Exhibit List.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document has been forwarded on this 29th day of January, 2014 to counsel of record in accordance with Rule 21a of the Texas Rules of Civil Procedure and the parties' Rule 11 Agreement, as follows:

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Unofficial copy Travis Co. District Clerk Veva L. Price

Exhibit "A"

FORT BEND ISD PLAINTIFFS' SUPPLEMENTAL TRIAL EXHIBIT LIST

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
6520.	5/12/2006	House Journal, pp. 322-326, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6521.	5/12/2006	House Journal, pp. 332-334, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6522.	5/11/2006	Tax/Fee Equity Note, HB1, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6523.	5/11/2006	Equalized Education Funding Impact Statement, HB1, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6524.	5/2/2006	HB3, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6525.	4/27/2006	Bill Analysis, HB3, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6526.	4/24/2006	HRO Analysis, HB3, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6527.	4/27/2006	Fiscal Note, HB3, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6528.	4/27/2006	Tax/Fee Equity Note, HB3, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6529.		Enrolled Bill Summary, HB3, 79th Leg., 3rd C.S.			Scope/Relevancy Objection Overruled
6530.	1/11/2011	Senate Journal, pp. -19, 82nd Leg., R.S.			Scope/Relevancy Objection Overruled
6531.	5/27/2013	HB5, 83rd Leg., R.S.			Scope/Relevancy Objection Overruled
6532.	3/26/2013	HRO Analysis, HB5, 83rd Leg., R.S.			Scope/Relevancy Objection Overruled

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
6533.	5/25/2013	Fiscal Note, HB5, 83rd Leg., R.S.			Scope/Relevancy Objection Overruled
6534.	3/26/2013	House Journal, pp. 1040-1043, 83rd Leg., R.S.			Scope/Relevancy Objection Overruled
6535.	3/26/2013	House Journal, pp. 1128-1131, 83rd Leg., R.S.			Scope/Relevancy Objection Overruled
6536.	12/3/13	Withdrawn			
6537.	12/3/13	Withdrawn			
6538.	12/3/13	Withdrawn			
6539.	12/3/13	Moak Supplemental Report, Appendix 2	FB1000358-FB1000367		Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled
6540.	12/3/13	Withdrawn			
6541.	12/3/13	Withdrawn			
6542.	12/3/13	Moak Supplemental Report, Current Law with 2012-13 Data (PDF)	FB1000687-FB1001640		Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled
6543.	12/3/13	Moak Supplemental Report, \$1.04 with 2012-13 Data and Various Formulas (PDF)	FB1001641-FB1002835		Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled
6544.	12/3/13	Moak Supplemental Report, \$1.17 with 2012-13 Data and Various Formulas (PDF)	FB1002836-FB1004032		Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled
6545.	12/3/13	Moak Supplemental Report, 2010-11 Formulas with 2012-13 Data (PDF)	FB1004033-FB1004966		Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled
6546.	12/3/13	Moak Supplemental Report, Current Law (SB1 + HB1025) 7-20-13 (PDF)	FB1004967-FB1005134		Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled
6547.	12/3/13	Moak Supplemental Report, STAAR Recommended Level Summaries for Report (PDF)	FB100-5135-FB1005282		Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
6548.	12/3/13	Moak Supplemental Report, STAAR Summaries for Report (PDF)	FB1005283-FB1005404		<i>Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled</i>
6549.	12/20/2013	<i>Withdrawn</i>			
6550.	12/20/2013	Casey Supplemental Report, Appendix A	FB1000388-FB1000393	01/23/2014	
6551.	12/20/2013	Casey Supplemental Report, Fast Growth Districts 2012-13	FB1000394-FB1000396	01/23/2014	
6552.	12/20/2013	Casey Supplemental Report, District I&S Tax Rates, 1999-2013	FB1000397-FB1000425	01/23/2014	
6553.	10/21/13	Clark Back-Up Data, Excel Version	FB1000631		State: Hearsay; Scope/Relevance
6554.	10/21/13	Clark Resume	FB1000475-FB1000480	01/29/2014	
6555.		<i>Withdrawn</i>			
6556.		<i>Withdrawn</i>			
6557.	12/18/13	Deposition of Dr. Guy Sconzo			<i>Scope/Relevancy Objection Overruled</i>
6558.	11/06/13	Deposition of Dr. Diane Frost			State: Scope/Relevance
6559.	12/05/13	Deposition of Shirley Beaulieu			None
6560-A		Abilene ISD 2013 STAAR EOC Report			<i>Scope/Relevancy Objection Overruled</i>
6560-B		Abilene ISD 2013 STAAR 3-8 Report			<i>Scope/Relevancy Objection Overruled</i>
6561.		Abilene ISD 2013 TAPR Report			<i>Scope/Relevancy Objection Overruled</i>
6562.		Abilene ISD 2011-12 FIRST Report			<i>Scope/Relevancy Objection Overruled</i>
6563-A		Aldine ISD 2013 STAAR EOC Report			<i>Scope/Relevancy Objection Overruled</i>
6563-B		Aldine ISD 2013 STAAR 3-8 Report			<i>Scope/Relevancy Objection Overruled</i>
6564.		Aldine ISD 2013 TAPR Report			<i>Scope/Relevancy Objection Overruled</i>
6565.		Aldine ISD 2011-12 FIRST Report			<i>Scope/Relevancy Objection Overruled</i>

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
6566-A		Amarillo ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6566-B		Amarillo ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6567.		Amarillo ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6568.		Amarillo ISD 2011-13 FIRST Report			Scope/Relevancy Objection Overruled
6569-A		Austin ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6569-B		Austin ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6570.		Austin ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6571.		Austin ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled
6572-A		Corsicana ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6572-B		Corsicana ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6573.		Corsicana ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6574.		Corsicana ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled
6575-A		Duncanville ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6575-B		Duncanville ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6576.		Duncanville ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6577.		Duncanville ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
6578-A		Fort Bend ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6578-B		Fort Bend ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6579.		Fort Bend ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6580.		Fort Bend ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled
6581-A		Humble ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6581-B		Humble ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6582.		Humble ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6583.		Humble ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled
6584-A		Northside ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6584-B		Northside ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6585.		Northside ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6586.		Northside ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled
6587-A		Waco ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6587-B		Waco ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6588.		Waco ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6589.		Waco ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
6590-A		Weatherford ISD 2013 STAAR EOC Report			Scope/Relevancy Objection Overruled
6590-B		Weatherford ISD 2013 STAAR 3-8 Report			Scope/Relevancy Objection Overruled
6591.		Weatherford ISD 2013 TAPR Report			Scope/Relevancy Objection Overruled
6592.		Weatherford ISD 2011-12 FIRST Report			Scope/Relevancy Objection Overruled
6593.		Texas School Finance Overview with 2013 Supplemental Slides (Wisnoski) – To be annotated per Judge request).			Objection Withdrawn
6594.		<i>Withdrawn</i>			
6595.		<i>Withdrawn</i>			
6596.		<i>Withdrawn</i>			
6597.		<i>Withdrawn</i>			
6598.		<i>Withdrawn</i>			
6599.		<i>Withdrawn</i>			
6600.		<i>Withdrawn</i>			
6601.		<i>Withdrawn</i>			
6602.		<i>Withdrawn</i>			
6603.		<i>Withdrawn</i>			
6604.		Moak Supplemental Report, Figure F1 and F2 Documentation (PDF Version)			Hearsay Objection Withdrawn; Scope/Relevancy Objection Overruled
6605.		<i>Withdrawn</i>			
6606.		<i>Withdrawn</i>			
6607.		TAPR District Reference			Scope/Relevancy Objection Overruled
6608.		TAPR District-Level STAAR Data – Phase-in 1 Level II or above (Grades 3, 4, & 5)			Scope/Relevancy Objection Overruled
6609.		TAPR District-Level STAAR Data – Phase-in 1 Level II or above (Grades 6, 7, & 8)			Scope/Relevancy Objection Overruled

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
6610.		TAPR District-Level STAAR Data – Phase-in Level 1 II or above (End of Course)			Scope/Relevancy Objection Overruled
6611.		TAPR District-Level STAAR Data – Phase-in Level 1 II or above (Sum of All Grades Tested)			Scope/Relevancy Objection Overruled
6612.		TAPR District-Level STAAR Data – Final Level II or above (Sum of All Grades Tested)			Scope/Relevancy Objection Overruled
6613.		TAPR District-Level STAAR Data – Level III Advanced (Sum of All Grades Tested)			Scope/Relevancy Objection Overruled
6614.		TAPR District-Level Student Information			Scope/Relevancy Objection Overruled
6615.		AEIS Staffing Data (Excel Version)			Scope/Relevancy Objection Overruled
6616.		Affidavit of Dr. Guy Sconzo			State: Scope/Relevance
6617.		<i>Withdrawn</i>			
6618.		Lynn Moak Trial Presentation		01/22/04 (Provisionally)	
6619.		Lynn Moak Figures A-4 and A-5			
6620.		Lynn Moak Figure A-10 Updated (PDF Version)			
6621.		Dan Casey Trial Presentation		01/23/14	
6622.		Catherine Clark Trial Presentation		01/29/14	
6623.		Sconzo Deposition Proffer			
6624.		TAPR_by various gr levels and ecd-ell_phase-in 1 and final rec_1-4-13.XLS (summary of Exhibits 6607-6614) (Excel Version)			
20001.	11/06/13	Corsicana ISD Deposition Presentation 11/06/2013			State: Hearsay
20167.	2010-15	TEA Comparison of Agency Budgets By Major Components By Biennium 2010 Through 2015			None
20211.	11/13/13	2010-11 Statewide Summary of Finances, Last Update: November 13, 2013			Scope/Relevancy Objection Overruled
20212.	11/13/13	2011-12 Statewide Summary of Finances, Last Update: November 13, 2013			Scope/Relevancy Objection Overruled

Ex. No.	Date	Description	Bates Range/Depo Exhibit No.	ADMITTED	OBJECTION
20213.	12/2/13	2012-13 Statewide Summary of Finances, Last Update: December 2, 2013			<i>Scope/Relevancy Objection Overruled</i>
20214.	11/25/13	2013-14 Statewide Summary of Finances, Last Update: November 25, 2013			None
20215.	2013	Conference Committee Report on S.B. No. 1, General Appropriations Bill			None
20216.	10/18/13	Comparison of Agency Budgets by Major Components By Biennium 2010-15			None
20217.	9/30/13	Master Dataset with Charters for Report, Sep 30 NF 2013			None
20219-A.	12/2/13	Updated slides to Mr. Wisnoski's original presentation to the Court – To be Annotated per Judge Request			None
20247.	2012-13	2012-13 Texas Academic Performance Report, Kermit ISD			<i>Scope/Relevancy Objection Overruled</i>
20248.	2012-13	2012-13 Texas Academic Performance Report, La Pryor ISD			<i>Scope/Relevancy Objection Overruled</i>
20255.	12/13/13	Humble ISD PEIMS Reports/Sconzo Presentation			<i>Scope/Relevancy Objection Overruled</i>
20256.	12/13/13	HB 5 Estimated Costs for 15 Programs and Courses-DRAFT			<i>Hearsay Objection Withdrawn</i>