

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

JOYCE MARIE MOORE, ET AL.,  
Plaintiffs,

CIVIL ACTION NO.: 65-15556

VERSUS

SECTION "B" (1)

TANGIPAHOA PARISH SCHOOL BOARD,  
Defendant.

JUDGE: IVAN L. R. LEMELLE

**MOTION FOR COURT APPROVAL OF RENEWAL TAX ELECTION LIMITED TO  
ONE YEAR LEVY OF THE TAX FOR CONTINUATION AND EXPANSION OF  
HAMMOND ACCELERATED MAGNET PROGRAM**

NOW INTO COURT, through undersigned counsel, comes Defendant Tangipahoa Parish School Board who moves the court for the entry of an order authorizing a renewal tax election limited to a one year levy of the tax for continuation of funding for the existing Hammond Accelerated Magnet Program and its expansion next school year of a seventh grade. The school board respectfully shows as follows:

1.

Defendant's prior motion for court approval for an election to continue and expand the Hammond Accelerated Magnet Program into the seventh grade for School Year 2010-2011 and eighth grade in School Year 2011-2012 was denied by the court in an Order dated January 19, 2010 based upon the court's "concern over approving said election prior to approving a desegregation order concerning the magnet programs."

2.

Defendant's prior motion (Doc. No. 857) sought court approval for a renewal election and the levy of the tax for a three year period to continue the existing Hammond Accelerated Magnet Program and for its expansion over a two year period for a seventh and eighth grade.

3.

Defendant shows that a renewal of said tax with an additional millage, limited to a levy of only one year, for funding the current program and expanding it into the seventh grade next school year will not have an adverse affect upon a tax election for the possible funding of a new school desegregation plan that includes new magnet programs. An election for funding of a new school desegregation plan with new magnet programs cannot be held until April 2011 so as not to occur concurrently with school board member elections.

4.

The Hammond Accelerated Magnet Program presently enrolls 323 students. Fifty-two percent of the students enrolled in the program are black. The enhancements provided through the program in such areas as art, music, dance, and drama are made available to all students enrolled in the three Hammond elementary schools regardless of whether they participate in the magnet component. Without court approval of the instant motion and voter approval of the renewal tax, the enhancements currently enjoyed by Hammond elementary students will terminate at the end of the current school year.

WHEREFORE, Defendant Tangipahoa Parish School Board prays that court approval be granted for the holding of a tax renewal election, limited to a levy of one year, for continuation of the Hammond Accelerated Magnet Program and for extension of a seventh grade in School Year 2010-2011.

By Attorneys,

s/ Charles L. Patin, Jr.

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 10, 2010, I electronically filed the foregoing document with the Clerk of Court by using CM/ECF system which will send a notice of electronic filing to all counsel of record.

s/ Charles L. Patin, Jr.  
Charles L. Patin, Jr.