

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

OLIVER BROWN, et al.,)
	Plaintiffs,)
)
and)
)
CHARLES and KIMBERLY SMITH, minor)
children, by their mother and next)
friend, LINDA BROWN SMITH, et al.,)
		Intervening)
		Plaintiffs,)
)
vs.)
)
BOARD OF EDUCATION OF TOPEKA,)
SHAWNEE COUNTY, KANSAS,)
et al.,)
	Defendants.)

No. T-316

ANSWER OF UNIFIED SCHOOL DISTRICT NO. 501
TO PLAINTIFF-INTERVENORS' INTERROGATORY NOS. 2, 3 and 4
OF THE THIRD SET

3. Are there any schools within the Unified School District No. 501 which are currently "overcrowded," according to the District's definition of "capacity."

ANSWER:

A number of school district buildings are operating near their estimated instructional capacities, but none are "overcrowded" and in need of relief. Portable classrooms are currently in use at a number of district schools, but not because they are presently needed. They simply were not removed because of the cost of removal when the need from earlier years had diminished.

3. If the answer to Interrogatory No. 2 is affirmative, please indicate:

- a. The name(s) of the school(s)
- b. Total enrollment of each school
- c. Number of students at each school in excess of capacity.

ANSWER:

Not applicable. See response to Interrogatory No. 2 above.

4. On those occasions where schools within the School District were overcrowded, what guidelines were used to relieve the overcrowding? (For example, were portable classrooms constructed as a first step, or were attendance zones altered, etc.?)

ANSWER:

No specific guidelines were apparently used by Unified School District No. 501 to relieve overcrowding conditions in past years. As indicated in responses to earlier interrogatories, many solutions were used, depending on each unique situation, to relieve overcrowding conditions. Such solutions included the use of portable classrooms, the construction of permanent additions (if the overcrowding appeared to be long-term), and the alteration of attendance area boundaries.

V E R I F I C A T I O N

STATE OF KANSAS)
) ss:
COUNTY OF SHAWNEE)

The undersigned, of lawful age, being first duly sworn upon his oath, deposes and states:

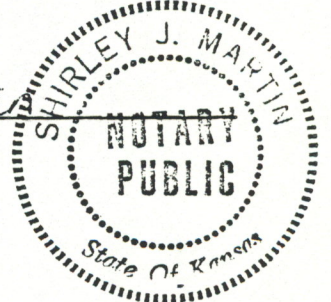
That he is Assistant Superintendent, Program Audit and Planning for Unified School District No. 501, that he has read the answer to Interrogatory Nos. 2, 3 and 4 of Intervening Plaintiffs' Interrogatories--Third Set which was prepared under his general direction and supervision and such answer is true and correct to the best of his knowledge and belief.

Further affiant saith not.

Michael D. Tribbey
Michael D. Tribbey

Subscribed and sworn to before me this 28th day of October, 1982.


Shirley J. Martin
Notary Public



my appointment expires:
June 29, 1985.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing ANSWER OF UNIFIED SCHOOL DISTRICT NO. 501 TO PLAINTIFF-INTERVENORS' INTERROGATORY NOS. 2, 3 and 4 OF THE THIRD SET was served by hand delivering the same this 2 day of June, 1982, to attorneys for Intervening Plaintiffs by serving Richard Jones, 605 S.E. Quincy, Suite 1, Topeka, Kansas 66603.



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