

MATRICULATION AGREEMENT

THIS Agreement is entered to between Freedom Preparatory Academy (Freedom) and Noah Webster Academy (Noah Webster) on the 19 day of November, 2012 and was approved by the State Charter School Board on the ____ day of _____, 2012.

1. **PURPOSE** This Agreement creates the structure for Noah Webster students to matriculate into Freedom's student body. Freedom established on or about June 1, 2003 is a K-12 public charter school (currently adding tenth grade). Freedom generally has 15-25 sixth grade students who do not return as seventh graders. Noah Webster is a K-6 public charter school and was established on or about July 13, 2005. Many Noah Webster students graduate from the sixth grade and want to remain in a charter school environment with similar values. Both schools have similar charters, instructional methods and curricula. Both schools are less than 5 miles apart and serve many of the same population areas, have like-minded families, similarly trained teachers, high expectations, rigorous academics, and similar behavior models.

EFFECTIVE DATE AND TERM. This Agreement becomes effective immediately after it has been approved by both schools' Governing Boards and the Utah State Charter School Board.

This agreement will apply to the students attending in the 2013-2014 school year. For subsequent years this agreement will be evaluated for effectiveness by the Governing Boards of the participating schools on a year to year basis. It will not be presented to the State Charter School Board again unless or until requested by either party.

COMPLIANCE WITH LAW. The parties comply with the requirements of state and federal law and regulations relating to this Agreement.

MATRICULATION Beginning January 1st until the lottery deadline, Freedom allows its students to enroll for the next school year. Once enrolled, a student need not enter the lottery to attend Freedom for the following year.

- a. During the enrollment period, Freedom will guarantee ten (10) seventh grade seats, for Noah Webster students matriculating from the sixth grade in the current school year.
- b. If there are more than ten seventh grade seats available, Freedom will reserve up to 50% of the available seats for Noah Webster students matriculating in the current school year.
- c. If there are more Noah Webster students applying for matriculation than Freedom seventh grade seats available, Freedom will hold a separate lottery for Noah Webster students to determine which students will be enrolled into Freedom seventh grade in the next school year. Any students not enrolled by the separate lottery will be entered into the regular lottery.
- d. By May 1 of each year any reserved seats not filled by Noah Webster students, after exhausting lottery lists, will revert back to Freedom for its use.
- e. If any of the enrolled Noah Webster students do not attend Freedom, then their seats will be available first to Noah Webster students on the waiting list and next to any other interested students.
- f. Noah Webster students wishing to attend Freedom must meet the following criteria:
 1. Have attended a charter school at least two full years, the last full year at Noah Webster.
 2. Maintain grades at or above a "C" in all K-6 core classes. All students with IEP's

who have met IEP goals shall be eligible.

3. Be recommended by at least one current teacher and one administrator.
5. Have less than 5% unexcused absences during the year in which the student is applying.

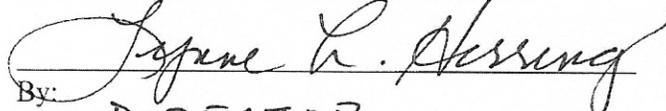
2. **COOPERATION** The parties to this agreement shall cooperate with one another in good faith to fulfill the terms of this agreement.

3. **ENTIRE AGREEMENT** This agreement represents the entire understanding and agreement of the parties. Reasonable administrative timelines and procedures will be mutually decided by directors of both parties.

4. **COUNTERPARTS** This Agreement may be executed in any number of counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same instrument.

DATED this 19 day of November, 2012.

FREEDOM PREPARATORY ACADEMY


By: _____
Its: **DIRECTOR**

NOAH WEBSTER ACADEMY


By: **RICHARD S. KEMPTON**
Its: **DIRECTOR**

UTAH STATE CHARTER SCHOOL BOARD

By:
Its:



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May 15, 2012

Megan Gygi
Noah Webster Academy
205 East 400 South
Orem, UT 84058

Dear Ms. Gygi:

This letter is to inform you that the Utah State Board of Education took action in its April 13, 2012 Board meeting approving the amendment to the charter of Noah Webster Academy. The amendment is for a matriculation agreement as allowed in Utah Code §53A-1a-506, with Provo Freedom Academy to guarantee seats for students who meet eligibility requirements. In addition, the condition for this approval is that it is limited to one year and the school must provide a report to the State Charter School Board regarding how the matriculation agreement was viewed by parents, the number of students interested and eligible for participation with the matriculation option, and the school's opinion of how the agreement went.

We recognize and appreciate the efforts you have made in providing a quality education for your students. We congratulate you on the amendment of your charter and look forward to your continued success.

Sincerely,

Handwritten signature of Debra G. Roberts in cursive.

Debra G. Roberts, Chair
Utah State Board of Education

cc: Rick Kempton, Director
 Thomas Morgan, Chair, Charter School Board
 Martell Menlove, Deputy Superintendent
 Marlies Burns, Director, Charter Schools

Subject: Approval Letter

Date: Wednesday, June 27, 2012 12:13:36 PM Mountain Daylight Time

From: Schmitt, Jo J.

To: Rick Kempton

Rick, I have attached a copy of the letter that was sent to you and Megan Gygi regarding the approval of the matriculation agreement between Noah Webster Academy and Freedom Academy. Please let me know if this is not what you need. Thanks.