



Charter Schools Institute
The State University of New York

**FOR PURPOSES OF NOTIFICATION
AS REQUIRED BY EDUCATION LAW SUBDIVISION 2857(1)
NO ACTION REQUIRED**

June 19, 2007

Joel I. Klein, Esq.
Chancellor
New York City Department of Education
Tweed Building
52 Chambers Street, Room 405
New York, New York 10007

Re: Notice of Pending Action on Charter School Applications

Dear Chancellor Klein:

Pursuant to Education Law subdivision 2857(1) the Board of Trustees of the State University of New York ("State University Trustees") is required to make certain notifications to your school district. As a courtesy, enclosed please find redacted copies of the following amended charter applications:

Carl C. Icahn Charter School Far Rockaway (NYC CSD 27); and
Collegiate Charter School (NYC CSD 17).

The above applications were originally received by the Board of Trustees of the State University of New York ("State University Trustees") in its capacity as a charter entity in the fall of 2005, at which time you received original copies thereof. (The Carl C. Icahn Charter School Far Rockaway application was formerly called "Carl C. Icahn Charter School Far Rockaway East.") The proposed schools intend to open for the 2008-09 school year.

In early 2006, the State University Trustees advanced the applications to a waiting list pending the lift of the State's charter school cap. Currently, the Charter Schools Institute is reviewing the enclosed applications and expects to make a recommendation to the State University Trustees at as early as its next scheduled meeting, June 26, 2007, or at any subsequent meeting including its September meeting, which is not yet scheduled. A schedule of meetings of the State University Trustees is available at http://www.suny.edu/Board_of_Trustees/meetingNotices.cfm.

requirements on the State University Trustees *and your district*. One new requirement is that the State University Trustees provide notice to your district at least 45 days prior to the State University Trustees' initial approval of an application for a new charter school so that your district may provide comments to the State University Trustees. If needed, this Notice satisfies this requirement with respect to the two applications listed above.

As you may be aware, a school district in which a charter school is proposed to be located is entitled (but not required) to comment on the proposed charter prior to its approval by the State University Trustees. While a proposed charter would not be entered into until and unless the State University Trustees approved the above-named applications, the Institute would welcome any comment that you might wish to provide on the application itself and prior to the State University Trustees taking any action. Under the amendments to the Charter Schools Act effective July 1, 2007, if your district provides comments prior to the State University Trustees' approval of the application, the State University Trustees must consider those comments and submit them to the Board of Regents with the application for charter issuance. Please direct any comments to my attention at the address below.

Please also take notice that after July 1, 2007, your district must hold a public hearing to solicit comments from the community in connection with each of the above charter applications pursuant to Education Law subdivision 2857(1). Such hearings must be held prior to the issuance of the charter (i.e., prior to approval by the Board of Regents, or by operation of law (0-90 days after submission thereto by the State University Trustees, or after 90 days, respectively), or (in the event the Board of Regents do not initially approve an application) approval by the Board of Regents after re-submission by the State University Trustees or by operation of law 30 days thereafter). Such hearings must also be held "within the community potentially impacted by the proposed charter school." Please note that the State University Trustees usually submit proposed charters to the Board of Regents within a few days of approval by the Trustees.

Should you have any questions, please do not hesitate to contact the Institute. Thank you.

Sincerely,



Ralph A. Rossi II
Vice President and General Counsel

Enclosures

- c: Regional Superintendents, NYC CSD 17 and 27 (with enclosure)
- Directors/Principals of public schools within geographic area (w/o enclosures)
- Directors/Principals of non public schools within geographic area (w/o enclosures)
- State Department of Education (w/o enclosures)