



STATE OF MICHIGAN
DEPARTMENT OF EDUCATION
LANSING

GRETCHEN WHITMER
GOVERNOR

MICHAEL F. RICE, Ph.D.
STATE SUPERINTENDENT

January 24, 2023

Kevin Bannon
Bannon & Associates
3001 West Big Beaver Road, Suite 502
Troy, Michigan 48084

Dear Mr. Bannon:

This notice is in response to your organization's December 29, 2022, email request for information under the Freedom of Information Act (FOIA), MCL 15.231 et seq, that was received by the Michigan Department of Education (MDE) on January 3, 2023.

You have requested the following documentation for the period November 5, 2003, to December 31, 2006:

Including all minutes, resolutions, letters, notes, emails, meeting minutes that exist, authorizing licensing, and issuance of the Articles of Incorporation of Caroline Education Community International Public School Academy, and Assumed Name Articles of Incorporation; Caroline Education Community International PSA (Private School Academy) for purposes of organization as an educational corporation; elementary and secondary school.

The MDE is denying your request.

As to the denial, under section 5(5)(b) of the FOIA, MCL 15.235(5)(b), that, after a search for records, to the best of the MDE's knowledge, information, and belief, the MDE does not possess records responsive to the information requested and is unable to process this request. Pursuant to the department's retention and disposal schedule, records from the time period in your organization's request would not still be in possession of the department.

As to the denial of the request, under section 10 of the FOIA, MCL 15.240, the MDE is obligated to inform the requester that it may do the following:

1) Appeal this decision in writing to the State Superintendent of Public Instruction, 608 West Allegan, Pillar G-14, Fourth Floor, John A. Hannah Building, Lansing, Michigan 48933 or MDE-SuperintendentAppeals@michigan.gov. The writing must

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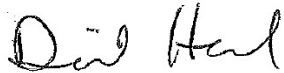
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specifically state the word "appeal" and must identify the reason or reasons the requester believes the partial denial should be reversed. The head of the MDE must respond to the appeal within 10 business days after its receipt. Under unusual circumstances, the time for response to the appeal may be extended by 10 business days.

2) Commence an action in the Court of Claims within 180 days after the date of the final determination to partially deny the request. If the requester prevails in such an action, the court is to award reasonable attorney fees, costs, and disbursements, and possible damages.

The MDE's FOIA Procedures and Guidelines can be accessed at,
<https://www.michigan.gov/mde/resources/foia>.

Sincerely,

A handwritten signature in black ink that reads "David Head". The signature is written in a cursive, slightly slanted style.

David Head
FOIA Coordinator