

In The Matter Of:
*Department of Education
Of The State Of Delaware*

*In Re: Delaware Design Lab High School
February 1, 2016*

*Wilcox & Fetzer, Ltd.
1330 King Street
Wilmington, DE 19801
email: depos@wilfet.com, web: www.wilfet.com
phone: 302-655-0477, fax: 302-655-0497*



BEFORE THE DEPARTMENT OF EDUCATION
OF THE STATE OF DELAWARE

IN RE:)
DELAWARE DESIGN LAB)
HIGH SCHOOL)

Carvel State Office Building
820 North French Street
Wilmington, Delaware

Monday, February 1, 2016
5:30 p.m.

BEFORE: JENNIFER NAGOURNEY,
HEARING OFFICER

WILCOX & FETZER
Register Professional Reporters
1330 King Street - Wilmington, Delaware 19801
(302) 655-0477
www.wilfet.com



1 APPEARANCES:

2 CATHERINE T. HICKEY, ESQ.
3 DEPUTY ATTORNEY GENERAL
4 DEPARTMENT OF JUSTICE
5 102 West Water Street
6 Dover, Delaware 19904
7 on behalf of the Hearing Officer

8 - - - - -

9 THE HEARING OFFICER: I declare
10 this public hearing to be open. My name is
11 Jennifer Nagourney. I'm the Executive Director
12 of the Charter School Office of the Delaware
13 Department of Education and I have been
14 appointed by the Secretary of Education to
15 conduct this public hearing. The charter of
16 Delaware Academy of Public Safety & Security
17 has applied for a major modification to its
18 charter. As required by law, the matter was
19 referred to the Charter School Accountability
20 Committee.

21 This joint public hearing is
22 being held by the Department of Education and
23 the State Board of Education to assist in the
24 decision of whether the criteria set forth for
approval in the Delaware Code have been
satisfied. This hearing provides the school

1 and the public an opportunity to provide public
2 comment.

3 I will now ask my colleague to
4 introduce herself.

5 MS. HICKEY: Good evening. My
6 name is Catherine Hickey, a Deputy Attorney
7 General with the Delaware Department of
8 Justice, serving as counsel to the Hearing
9 Officer this evening.

10 THE HEARING OFFICER: I would
11 like the record to reflect that the notice of
12 the time, date and place of today's public
13 hearing was published in the News Journal and
14 Delaware State News. In addition, notice was
15 posted at the Charter School Accountability
16 Committee's official place of business, on the
17 Department of Education's official website, and
18 on the State Public Meeting Calendar on the
19 State's official website. Further, the school
20 was personally notified of the time, date and
21 place of today's public hearing.

22 A court reporter is present so
23 that a record of this hearing can be made. It
24 will be necessary for each speaker to clearly



1 identify himself or herself before beginning to
2 speak so that the court reporter will be able
3 to note who you are. The record of this
4 hearing will be provided to the Secretary of
5 Education and members of the State Board of
6 Education, together with any written or
7 electronic comments received at or before this
8 hearing.

9 We will proceed in the following
10 manner. First, we will hear from any
11 representatives of the charter who wish to
12 comment. Then we will take comments from
13 anyone else who desires to speak.

14 There is a signup sheet in the
15 front of the room. We have all Delaware Design
16 Labs hopefully signed up. If anyone comes in
17 or anyone has not yet signed in, please see me
18 after the hearing, or during the hearing, and
19 we will correct that.

20 First, however, I would like a
21 show of hands of all those desiring to make any
22 comments. That will determine whether it may
23 be necessary to impose a time limit.

24 I would ask, sir, that you keep,



1 limit your comment to three minutes in fairness
2 to all of the others who have spoken here
3 today.

4 I intend to try to be as liberal
5 as time and reason allow. However, I do
6 reserve the right to limit comment if it is
7 purely repetitive or cumulative. At this
8 point, we will accept comments from
9 representatives of the school.

10 MR. RAYALA: Thank you. My name
11 is Martin Rayala, R-A-Y-A-L-A. I'm the founder
12 and chief academic officer for Design Lab High
13 School, and we are asking to reduce the numbers
14 of students for our school.

15 We originally had planned for a
16 school of 700 students, and getting to know the
17 lay of the land in Delaware, and with other
18 schools being opened up, we feel that the size
19 for our school would be better at around 600,
20 and so we have applied for that, that change.

21 We had a lot of people speaking
22 up as the folks have done here this evening for
23 their schools. We did it at a regional
24 conference on just this past Friday, where we



1 had, it was a regional conference, and we had
2 people from Pennsylvania, New Jersey, as far
3 away as Ohio, and, of course, Delaware and
4 Maryland, and other places. We had students,
5 we had parents, we had community members, we
6 had board representatives. We had all kinds of
7 visitors. And we had a panel of seven of our
8 students just to talk about what their dreams
9 are, what they want in their lives, and what
10 kind of school they would like to have, what
11 kind of school they would like to go to.

12 Because we are part of a project
13 called the XQ Super School Project, in which
14 Laurene Powell Jobs, the widow of Steve Jobs,
15 the founder of Apple Computer, has put in \$50
16 million and is looking for five schools to
17 rethink high schools, to change education
18 across the country.

19 So I'm going to be leaving here
20 as soon as I finish, because I have an XQ Super
21 School team meeting tonight, and we are going
22 to be submitting our second round of
23 applications for that. We so far are in the
24 running. And this will be a Delaware-wide



1 initiative, to put Delaware on the map as being
2 one of the leaders in education across the
3 country.

4 So I thank you for your time.
5 And good luck to all of the other schools here.

6 THE HEARING OFFICER: Thank you.
7 Is there anyone else who desires
8 to speak for Design Lab?

9 If not, this hearing is now
10 closed, and I thank you for participating
11 today. The secretary will consider your
12 comments as part of the decision making process
13 and your comments will also be available for
14 the state board to consider. Thank you.

15 (Proceedings conclude at 7:36
16 p.m.)

17
18
19
20
21
22
23
24



1 State of Delaware)
2 New Castle County)

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

CERTIFICATE OF REPORTER

I, Eleanor J. Schwandt, Registered Merit Reporter and Notary Public, do hereby certify that the foregoing record, pages 1 to 7 inclusive, is a true and accurate transcript of my stenographic notes taken on February 1, 2016, in the above-captioned matter.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 3rd day of February, 2016, at Wilmington.


Eleanor J. Schwandt

	available (1) 7:13	comes (1) 4:16	6:3 7:1
\$			Delaware-wide (1) 6:24
\$50 (1) 6:15	away (1) 6:3	comment (4) 3:2 4:12 5:1,6	Department (2) 3:7,17
A	B	comments (6) 4:7,12,22 5:8 7:12, 13	Deputy (1) 3:6
able (1) 4:2	before (2) 4:1,7	Committee's (1) 3:16	Design (3) 4:15 5:12 7:8
academic (1) 5:12	beginning (1) 4:1	community (1) 6:5	desires (2) 4:13 7:7
accept (1) 5:8	being (2) 5:18 7:1	Computer (1) 6:15	desiring (1) 4:21
Accountability (1) 3:15	better (1) 5:19	conclude (1) 7:15	determine (1) 4:22
across (2) 6:18 7:2	Board (3) 4:5 6:6 7:14	conference (2) 5:24 6:1	done (1) 5:22
addition (1) 3:14	business (1) 3:16	consider (2) 7:11,14	dreams (1) 6:8
after (1) 4:18	C	correct (1) 4:19	during (1) 4:18
allow (1) 5:5	Calendar (1) 3:18	counsel (1) 3:8	E
also (1) 7:13	called (1) 6:13	country (2) 6:18 7:3	each (1) 3:24
anyone (4) 4:13,16,17 7:7	Catherine (1) 3:6	course (1) 6:3	Education (4) 4:5,6 6:17 7:2
Apple (1) 6:15	change (2) 5:20 6:17	court (2) 3:22 4:2	Education's (1) 3:17
applications (1) 6:23	Charter (2) 3:15 4:11	cumulative (1) 5:7	electronic (1) 4:7
applied (1) 5:20	chief (1) 5:12	D	else (2) 4:13 7:7
around (1) 5:19	clearly (1) 3:24	date (2) 3:12,20	evening (3) 3:5,9 5:22
asking (1) 5:13	closed (1) 7:10	decision (1) 7:12	F
Attorney (1) 3:6	colleague (1) 3:3	Delaware (6) 3:7,14 4:15 5:17	fairness (1)

5:1 far (2) 6:2,23 feel (1) 5:18 finish (1) 6:20 First (2) 4:10,20 five (1) 6:16 folks (1) 5:22 following (1) 4:9 founder (2) 5:11 6:15 Friday (1) 5:24 front (1) 4:15 Further (1) 3:19	4:10 Hearing (11) 3:8,10,13,21,23 4:4, 8,18,18 7:6,9 herself (2) 3:4 4:1 HICKEY (2) 3:5,6 High (2) 5:12 6:17 himself (1) 4:1 hopefully (1) 4:16 however (2) 4:20 5:5	K	M
G	I	L	M
General (1) 3:7 getting (1) 5:16 going (2) 6:19,21 Good (2) 3:5 7:5	identify (1) 4:1 impose (1) 4:23 initiative (1) 7:1 intend (1) 5:4 introduce (1) 3:4	Lab (2) 5:12 7:8 Labs (1) 4:16 land (1) 5:17 Laurene (1) 6:14 lay (1) 5:17 leaders (1) 7:2 leaving (1) 6:19 liberal (1) 5:4 limit (3) 4:23 5:1,6 lives (1) 6:9 looking (1) 6:16 lot (1) 5:21 luck (1) 7:5	made (1) 3:23 make (1) 4:21 making (1) 7:12 manner (1) 4:10 map (1) 7:1 Martin (1) 5:11 Maryland (1) 6:4 may (1) 4:22 Meeting (2) 3:18 6:21 members (2) 4:5 6:5 million (1) 6:16 minutes (1) 5:1
H	J		N
hands (1) 4:21 hear (1)	Jersey (1) 6:2 Jobs (2) 6:14,14 Journal (1) 3:13 Justice (1) 3:8		name (2) 3:6 5:10 necessary (2) 3:24 4:23 New (1) 6:2 News (2) 3:13,14 note (1) 4:3

<p>notice (2) 3:11,14</p> <p>notified (1) 3:20</p> <p>numbers (1) 5:13</p>	<p>Pennsylvania (1) 6:2</p> <p>people (2) 5:21 6:2</p> <p>personally (1) 3:20</p>	<p>purely (1) 5:7</p> <p>put (2) 6:15 7:1</p>	<p>6:24</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>School (11) 3:15,19 5:9,13,14, 16,19 6:10,11,13,21</p>
<p style="text-align: center;">O</p>	<p>place (3) 3:12,16,21</p>	<p style="text-align: center;">R</p>	<p>schools (5) 5:18,23 6:16,17 7:5</p>
<p>Officer (4) 3:9,10 5:12 7:6</p> <p>official (3) 3:16,17,19</p> <p>Ohio (1) 6:3</p> <p>one (1) 7:2</p> <p>opened (1) 5:18</p> <p>opportunity (1) 3:1</p> <p>originally (1) 5:15</p> <p>other (3) 5:17 6:4 7:5</p> <p>others (1) 5:2</p>	<p>places (1) 6:4</p> <p>planned (1) 5:15</p> <p>please (1) 4:17</p> <p>pm (1) 7:16</p> <p>point (1) 5:8</p> <p>posted (1) 3:15</p> <p>Powell (1) 6:14</p> <p>present (1) 3:22</p> <p>proceed (1) 4:9</p> <p>Proceedings (1) 7:15</p>	<p>RAYALA (2) 5:10,11</p> <p>R-A-Y-A-L-A (1) 5:11</p> <p>reason (1) 5:5</p> <p>received (1) 4:7</p> <p>record (3) 3:11,23 4:3</p> <p>reduce (1) 5:13</p> <p>reflect (1) 3:11</p> <p>regional (2) 5:23 6:1</p> <p>repetitive (1) 5:7</p> <p>reporter (2) 3:22 4:2</p> <p>representatives (3) 4:11 5:9 6:6</p>	<p>second (1) 6:22</p> <p>Secretary (2) 4:4 7:11</p> <p>serving (1) 3:8</p> <p>seven (1) 6:7</p> <p>sheet (1) 4:14</p> <p>show (1) 4:21</p> <p>signed (2) 4:16,17</p> <p>signup (1) 4:14</p> <p>size (1) 5:18</p> <p>soon (1) 6:20</p>
<p style="text-align: center;">P</p>	<p>process (1) 7:12</p>	<p>reserve (1) 5:6</p>	<p>speak (3) 4:2,13 7:8</p>
<p>panel (1) 6:7</p> <p>parents (1) 6:5</p> <p>part (2) 6:12 7:12</p> <p>participating (1) 7:10</p> <p>past (1) 5:24</p>	<p>project (2) 6:12,13</p> <p>provide (1) 3:1</p> <p>provided (1) 4:4</p> <p>public (5) 3:1,1,12,18,21</p> <p>published (1) 3:13</p>	<p>rethink (1) 6:17</p> <p>right (1) 5:6</p> <p>room (1) 4:15</p> <p>round (1) 6:22</p> <p>running (1)</p>	<p>speaker (1) 3:24</p> <p>speaking (1) 5:21</p> <p>spoken (1) 5:2</p> <p>State (4) 3:14,18 4:5 7:14</p> <p>State's (1)</p>

<p>3:19 Steve (1) 6:14 students (4) 5:14,16 6:4,8 submitting (1) 6:22 Super (2) 6:13,20</p>	<p>V</p>		
<p>T</p>	<p>visitors (1) 6:7</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>W</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>website (2) 3:17,19 widow (1) 6:14 wish (1) 4:11 written (1) 4:6</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>X</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>XQ (2) 6:13,20</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>6</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>600 (1) 5:19</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>7</p>		
<p>talk (1) 6:8 team (1) 6:21 their (3) 5:23 6:8,9 There (2) 4:14 7:7 they (3) 6:9,10,11 three (1) 5:1 today (2) 5:3 7:11 today's (2) 3:12,21 together (1) 4:6 tonight (1) 6:21 try (1) 5:4</p>	<p>7:36 (1) 7:15 700 (1) 5:16</p>		
<p>U</p>			
<p>up (3) 4:16 5:18,22</p>			