



STATE OF NEW MEXICO
PUBLIC EDUCATION DEPARTMENT
300 DON GASPAR AVE.
SANTA FE, NEW MEXICO 87501-2786
Telephone (505) 827-5800
www.ped.state.nm.us

KURT STEINHAUS, ED.D.
SECRETARY OF EDUCATION

MICHELLE LUJAN GRISHAM
GOVERNOR

June 13, 2022

Delivered Via Email

Susan B. Fox
1925 Aspen Dr., Suite 301A
Santa Fe, NM 87505
sfox@matthewsfox.com

Julia Barnes
200 W de Vargas St Ste 2
Santa Fe, NM 87501-2654
jhbnm1@gmail.com

RE: Letter Regarding TGA-NM Charter Impasse Appeal to PED Secretary

Dear Ms. Fox and Ms. Barnes,

This letter is pertaining to the Notice of Appeal submitted to my office by counsel on behalf of the GREAT Academy (TGA). The Notice of Appeal states that it has been submitted pursuant to NMSA 1978 § 22-8B-9(A), which provides that, upon receipt of an appeal by either party relating to a proposed amendment of a charter contract, I am to “finalize the terms of the contract.”

Pursuant to NMSA 1978, § 9-24-8(B)(2) and NMSA 1978, § 22-8B-9(A), I am hereby delegating Vickie Bannerman, Deputy Secretary of Identity, Equity, and Transformation, the power to render a determination on this appeal in accordance with the Charter School’s Act.

This agency is also in receipt of the brief in support of the appeal submitted by counsel for TGA, and the Response to Expedited Notice of Contract Impasse Appeal and Brief in Support submitted by counsel for the New Mexico Public Education Commission on June 8, 2022.

Either party shall have up to and including July 11, 2022, to submit additional briefing, in the event that either party chooses to do so, not to exceed ten pages. Further, either party has until

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June 27, 2022, to submit any written objections to this process, or to submit requests for extensions for consideration.

Briefs, objections, or requests for extensions, if any, must be submitted to Deputy Secretary Bannerman at Vickie.Bannerman@state.nm.us, in addition to Amanda Barron, Paralegal for the New Mexico Public Education Department Office of General Counsel, at Amanda.Barron@state.nm.us.

Additionally, while a hearing may be requested and required by Deputy Secretary Bannerman during this administrative process to advise her of the premises, I have determined that the procedures outlined in Rule 6.80.4.14 NMAC do not apply to the Notice of Appeal, and no hearing is required in order to provide each party with sufficient opportunity for their arguments to be considered and to provide sufficient information to finalize the terms of the contract, as required by statute. Therefore, a hearing is not being set at this time.

For questions regarding this correspondence, please contact Deputy Secretary Bannerman or Ms. Barron, utilizing the contact information noted above. Thank you.

Sincerely,

DocuSigned by:

BCCD059DF7D24D8...
Kurt Steinhaus, Ed.D.
Secretary of Education

cc: Vickie Bannerman, Deputy Secretary of Identity, Equity, and Transformation
Office of General Counsel