

STATE OF NEW HAMPSHIRE

STRAFFORD, SS

SUPERIOR COURT

Docket No. 219-2012-CV-000001

David K. Taylor

v.

The Oyster River Cooperative School Board

MOTION REQUESTING EXPEDITED ORDER

NOW COMES the defendant, Oyster River Cooperative School Board, by its attorney, Dennis T. Ducharme, and moves for the Court to issue an expedited order after the February 3, 2012 hearing date, stating for cause as follows:

1. This action pertains to an effort by the Petitioner, David K. Taylor, to enjoin the Oyster River Cooperative School Board from completing a superintendent search process. The petition filed sought both injunctive relief and an order from the Court invalidating the search process at issue.

2. The Court's January 12, 2012 order on Motion for Temporary Injunction allowed the Board to continue the search process.

3. The search committee in question has moved forward, completed its work, and placed the names of three finalists before the Board.

4. The Board has continued the vetting process of the candidates in question, including, but not limited to, holding superintendent interviews open to the public pursuant to properly posted meetings.

5. The search process is, at this time, almost fully completed with limited remaining work to be done before the Board selects a candidate from the three finalists.

6. The selection of a superintendent candidate is a time sensitive matter. Qualified candidates typically seek jobs in multiple school districts when considering leaving a position and, upon information and belief, the finalists in question are looking at multiple job opportunities.

7. Each day lost while the petition in question is pending increases the likelihood that one or more of the finalist candidates could accept another position.

8. If the Court grants the most punitive relief sought by the petitioner and invalidates the work done to date, time will be particularly of the essence as the Board will need to regroup and begin a new search process to the satisfaction of the Court.

9. For those reasons, whatever ruling the Court makes, the respondent Board requests that the ruling be made as expeditiously as possible.

Respectfully submitted,

The Oyster River Cooperative School
Board

By Its Attorneys,
DUCHARME RESOLUTIONS, PLLC

Dated: January 30, 2012

By: _____

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Certification

I hereby certify that a true and correct copy of the foregoing was this date forwarded to David K. Taylor, Esquire, opposing counsel.

Dennis T. Ducharme, Esquire