

IN THE SUPREME COURT OF THE STATE OF OHIO

STATE OF OHIO, EX REL. DAVE	:	
YOST, ATTORNEY GENERAL,	:	
Relator,	:	Case No. 2024-1250
	:	
v.	:	Original Action in Mandamus
COLUMBUS CITY SCHOOLS BOARD	:	
OF EDUCATION,	:	
Respondent.	:	

**RELATOR'S MOTION FOR LEAVE
TO FILE REVISED SUBMISSION OF EVIDENCE
AND EMERGENCY MOTION FOR WRIT OF MANDAMUS**

VOLUME III

DAVE YOST (0056290)
Ohio Attorney General

/s/ Erik J. Clark
Erik J. Clark* (0078732)
Deputy Attorney General
**Counsel of Record*
Jennifer L. Pratt (0038916)
Steven Oldham (0080876)
Assistant Attorneys General
30 East Broad Street, 17th Floor
Columbus, Ohio 43215
(614) 728-4943 (phone)
(866) 818-6922 (fax)
Erik.Clark@OhioAGO.gov
Counsel for Relator, State of Ohio ex rel.
Dave Yost, Attorney General

CERTIFICATE OF SERVICE

I certify that, on August 14, 2025, a true and accurate copy of the foregoing Motion was served upon the following by email:

John C. Albert
Amundsen Davis, LLC
500 South Front Street, Suite 1200
Columbus, OH 43215
jalbert@amundsendavislaw.com
Lead Counsel for Respondent,
Columbus City Schools Board of Education

James A. Barnes
General Counsel
270 East State Street
Columbus, OH 43215
jbarnes1@columbus.k12.oh.us
Counsel for the Columbus City Schools Board of Education

/s/ Erik J. Clark
Erik J. Clark (0078732)

EXHIBIT E

IN THE SUPREME COURT OF OHIO

STATE OF OHIO ex rel. DAVE YOST
ATTORNEY GENERAL,

Relator, : Case No. 2024-1250

v. :

COLUMBUS CITY SCHOOLS BOARD OF
EDUCATION :

Respondent. :

AFFIDAVIT OF JENNIFER PRATT

STATE OF OHIO :
: ss
COUNTY OF FRANKLIN :

Now comes Jennifer Pratt who, having been first duly sworn, attests and affirms from personal knowledge the following:

1. I am over eighteen (18) years of age and am competent to testify as to all matters within this Affidavit. The facts set forth herein are based upon my own personal knowledge.

2. I currently serve, and at all relevant times have served, as the Director of Major Litigation at The Ohio Attorney General's Office, and I am one of the attorneys of record representing the Relator in this action.

3. On August 6, 2025, I received an e-mail communication from Respondent Columbus City Schools in response to a public records request. True and accurate copies of the same (minus one attachment sent in error, the correct version of which is included as Attachment E-2) are attached hereto as **Attachment E-1**.

4. On August 12, I received what was represented by counsel for Respondent Columbus City Schools as the text of a letter to be sent to families of students who request mediation. A true and accurate copy of the same are attached hereto as **Attachment E-2**. Further affiant sayeth naught.

JENNIFER PRATT
Director of Major Litigation
Ohio Attorney General's Office

Sworn to before me and signed in my presence, a Notary Public in and for said State of Ohio on this 14th day of August, 2025.

Attachment E-1

From: [publicrecordsrequest](#)
To: [Jennifer Pratt](#)
Cc: [publicrecordsrequest](#)
Subject: RE: [External] Public records request pursuant to R.C. 149.43
Date: Wednesday, August 6, 2025 10:44:06 AM
Attachments: [2025.07.09 Public Records Request to CCS.pdf](#)
[Transportation During Mediation Letter 08-01-25 \(003\).pdf](#)

Good morning,

Please find the below responses to your requests. The figures are current as of today, 8/6/2025.

1. In lieu of providing documentation, please provide the total number of students deemed impractical in the 2025-26 Impracticality Resolutions for the upcoming 2025-26 school year.
Response: 2,130 Students.

2. In lieu of providing documentation, please identify the latest date on which such a communication was sent to a student or student's school.
Response: 8/1/25

3. In lieu of providing documentation, please provide the total number of students deemed impractical in the 2025-26 Impracticality Resolutions that have been offered PILOT for the upcoming 2025-26 school year.
Response: Currently, 1551 have received the offer of PILOT. There will be an additional 331 that will be receive after board meeting this evening 8/5/25, and 248 after the board meeting on 8/19/25.

4. In lieu of providing documentation, please provide the total number of students deemed impractical in the 2025-26 Impracticality Resolutions that have accepted PILOT for the upcoming 2025-26 school year.
Response: 272 Students.

5. In lieu of providing documentation, please provide the total number of students that have requested mediation challenging the 2025-26 Impracticality Resolutions for the upcoming 2025-26 school year.
Response: 7 Students.

6. In lieu of providing documentation, please confirm whether CCS and/or CCS Board intends to provide such interim transportation during the pendency of the requested mediations.
Response: Currently, the District will not be providing transportation during mediation. Please find the attached letter.

Please let us know if the responses are sufficient to meet your requests.

Thank you.

From: Jennifer Pratt <Jennifer.Pratt@OhioAGO.gov>
Sent: Tuesday, July 15, 2025 10:25 AM
To: publicrecordsrequest <publicrecordsrequest@columbus.k12.oh.us>
Subject: RE: [External] Public records request pursuant to R.C. 149.43

Thank you for the update.

Respectfully,
Jeni

Jennifer L. Pratt
Director of Major Litigation
(614) 395-1603 (Mobile)

From: publicrecordsrequest <publicrecordsrequest@columbus.k12.oh.us>
Sent: Monday, July 14, 2025 9:57 AM
To: Jennifer Pratt <Jennifer.Pratt@OhioAGO.gov>
Cc: publicrecordsrequest <publicrecordsrequest@columbus.k12.oh.us>
Subject: RE: [External] Public records request pursuant to R.C. 149.43

Good morning,

We just wanted to reach out to confirm we are continuing to work on your requests. We will reach out should any questions arise.

Thank you.

From: Jennifer Pratt <Jennifer.Pratt@OhioAGO.gov>
Sent: Wednesday, July 9, 2025 10:52 AM
To: publicrecordsrequest <publicrecordsrequest@columbus.k12.oh.us>
Cc: Andrea Dent <Andrea.Dent@OhioAGO.gov>; Steven Oldham <Steven.Oldham@OhioAGO.gov>
Subject: [External] Public records request pursuant to R.C. 149.43

Caution: This email originated from outside the district. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Public Records Section:

Attached is our request for records in the possession, custody and/or control of the Columbus City Schools and/or the Columbus City Schools Board of Education. Your prompt attention and response to this request will be appreciated. Please reach out to me if you have any questions or require clarification.

Respectfully,
Jeni Pratt

Jennifer L. Pratt
Director of Major Litigation
Office of Attorney General Dave Yost
(614) 466-4872 (Office)
(614) 395-1603 (Mobile)

Confidentiality Notice: This message is intended for use only by the individual or entity to whom or which it is addressed and may contain information that is privileged, confidential and/or otherwise exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by telephone.



DAVE YOST

OHIO ATTORNEY GENERAL

Administration
Office 800-282-0515

July 9, 2025

Public Records Section
Office of the General Counsel
Columbus City Schools Board of Education
270 East State Street
Columbus, OH 43215
publicrecordsrequest@columbus.k12.oh.us

Via e-mail transmission

Re: Public records request pursuant to R.C. 149.43

Dear Public Records Section:

Pursuant to R.C. 149.43, please provide to the undersigned copies of the following records in the possession, custody and/or control of the Columbus City Schools (“CCS”) and/or the Columbus City Schools Board of Education (“CCS Board”). The requests below, unless stated otherwise, all relate to the Resolutions Declaring Impracticality for Transportation passed by the CCS Board relating to the upcoming 2025-26 school year (“2025-26 Impracticality Resolutions”).

1. Regarding the 2025-26 Impracticality Resolutions, please provide documentation relating to the students that were deemed impractical. In lieu of providing documentation, please provide the total number of students deemed impractical in the 2025-26 Impracticality Resolutions for the upcoming 2025-26 school year.
2. Regarding the 2025-26 Impracticality Resolutions, please provide documentation relating to the communication sent to the students and the students’ schools regarding the impracticality determination. In lieu of providing documentation, please identify the latest date on which such a communication was sent to a student or student’s school.
3. Regarding the 2025-26 Impracticality Resolutions, please provide documentation relating to the offers of Payment in Lieu of Transportation (“PILOT”) and related communications sent to the students. In lieu of providing documentation, please provide the total number of students deemed impractical in the 2025-26 Impracticality Resolutions that have been offered PILOT for the upcoming 2025-26 school year.
4. Regarding the 2025-26 Impracticality Resolutions, please provide documentation relating to students that have accepted offers of Payment in Lieu of Transportation (“PILOT”) and related communications received from the students. In lieu of providing documentation, please provide the

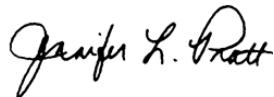
total number of students deemed impractical in the 2025-26 Impracticality Resolutions that have accepted PILOT for the upcoming 2025-26 school year.

5. Regarding the 2025-26 Impracticality Resolutions, please provide documentation relating to students that have requested mediation and related communications received from the students. In lieu of providing documentation, please provide the total number of students that have requested mediation challenging the 2025-26 Impracticality Resolutions for the upcoming 2025-26 school year.
6. Regarding the 2025-26 Impracticality Resolutions, please provide any documentation relating to CCS and/or CCS Board's intention to provide interim transportation for students that have requested mediation challenging the impracticality determinations set forth in the 2025-26 Impracticality Resolutions. In lieu of providing documentation, please confirm whether CCS and/or CCS Board intends to provide such interim transportation during the pendency of the requested mediations.

Please provide these documents in electronic form transmitted via e-mail or FTP transfer to Andrea Dent at Andrea.Dent@OhioAGO.gov. Please contact Jennifer Pratt at 614-395-1603 if you wish to charge for costs associated with this request.

Thank you for your prompt attention.

Respectfully,



Jennifer L. Pratt
Director of Major Litigation
Office of Attorney General Dave Yost
Jennifer.Pratt@OhioAGO.gov
(614) 395-1603 (mobile)

Attachment E-2



Office of Transportation

1560 Moler Road
Columbus, Ohio 43207
Ph. 614-365-5074
Fax 614-365-6707

www.columbus.k12.oh.us

Mission: Each student is highly educated, prepared for leadership and service, and empowered for success as a citizen in a global community.

August 12, 2025

Transportation During Mediation- School Year 2025-2026

Unfortunately, due to operational constraints (including, but not limited to, a continued bus driver shortage), resource allocation protocols, and regulatory compliance requirements, Columbus City Schools (CCS) is unable to provide transportation services during mediation when it has determined that a student is impractical to transport. Instead, the district will pay any statutory compensation ordered by the Ohio Department of Education and Workforce during the dispute resolution process.

CCS offers Payment-in-Lieu of Transportation in accordance with the Ohio Department of Education and Workforce regulations as the appropriate resolution mechanism for transportation requests during dispute resolution processes.

A handwritten signature in black ink that reads 'Rodney J. Stufflebean'.

Rodney J Stufflebean
Executive Director of Transportation
Columbus City Schools