

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

FILED *pc*

MAR 09 1999

U. S. DISTRICT COURT
EASTERN DISTRICT OF MO
ST. LOUIS

CRATON LIDDELL, et al.,)
)
Plaintiffs,)
)
vs.) No. 4:72CV100 SNL
)
THE BOARD OF EDUCATION OF THE) L(249)99
CITY OF ST. LOUIS, MISSOURI,)
et al.,)
)
Defendants.)

MEMORANDUM AND ORDER

This matter is before the Court on the motion of the School District of the City of Ladue for reconsideration of this Court's order, L(177)99, denying Ladue's budget request, L(142)99, for capital expenditures. Ladue seeks reimbursement under the 1983 Settlement Agreement for monies spent in building modifications of its junior high school.

In its order, the Court noted that in 1990-91 Ladue received \$630,000 in State funds for capital improvements necessitated by the number of city transfer students attending Ladue schools in grades k-5. Under the new Settlement Agreement of 1999, Ladue is not required to replace the students for whom these elementary school seats were built with new city transfer students. Thus, to pay Ladue now for junior high school seats would be to fund increased building capacity which will benefit Ladue resident students for many years, but which will likely benefit transfer

L(249)99

students only for a limited time. The lasting benefit Ladue will receive for its own students from the elementary school seats already funded by the State more than offsets the costs of housing extra junior high school students for only several years.

Accordingly, as stated in L(177)99, it would be inequitable to grant Ladue's current budget request.

IT IS HEREBY ORDERED that Ladue's motion for reconsideration L(187)99 is denied.

Dated this 9th day of March, 1999.


UNITED STATES DISTRICT JUDGE

AN ORDER, JUDGMENT OR ENDORSEMENT WAS SCANNED AND FAXED TO THE FOLLOWING
INDIVIDUALS ON 03/09/99 by bcrow
4:72cv100 Liddell vs Board of Education

28:1343 Violation of Civil Rights

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