

# FLORIDA VIRTUAL SCHOOL

## NOTICE OF JUNE 14, 2022, BOARD OF TRUSTEES MEETING

**Notice of Change:** The Florida Virtual School Board of Trustees provides this notice of change for its public meeting scheduled for June 14, 2022. The Board previously published a Notice of the June 14, 2022, Board of Trustees Meeting in the June 6, 2022, Volume 48, Issue No. 109, Florida Administrative Register. This notice of change is provided to advise that the telephone number is changed to 888-220-8451 for the public comment agenda item and the public hearing agenda item of the meeting.

The Florida Virtual School Board of Trustees announces a public meeting to which all persons are invited.

**Date/Time:** June 14, 2022, starting at 9:30 a.m., for the Florida Virtual School Board of Trustees Quarterly Meeting, during which time two (2) "litigation shade meetings"/private attorney-client sessions will be conducted in accordance with section 286.011(8), Fla. Stat.

**Place:** The Florida Virtual School Board of Trustees Quarterly Meeting, including the public portions of two (2) litigation shade meetings/private attorney-client sessions noted below, will be livestreamed, and members of the public may observe/access the meeting online via the [Florida Virtual School Board of Trustees](#) YouTube page. The virtual meeting will be streamed directly to this YouTube channel. You can also access the meeting by using the following link:

<https://www.youtube.com/channel/UCSp-oyR-9hroo-cmlumUXCg>

Should you wish to comment during the public comment or hearing portion of the meeting, please dial 888-220-8451.

**Subject Matter:** This is a regularly scheduled meeting of the Florida Virtual School Board of Trustees, and includes two (2) litigation shade meetings/private attorney-client sessions as noted below. The Board will consider all matters properly presented to it, including (without exception) all such matters pertaining to Board Policy and Florida Virtual School operations, financing, staffing, governance, and other topics pertinent to the Florida Virtual School. The Board will also take formal and final agency action on all matters properly and timely presented to the Board.

**Attorney-Client Session:**

As requested by FLVS's General Counsel at the May 31, 2022 public meeting of the Board of Trustees, the first litigation shade meeting/private attorney-client session conducted pursuant to section 286.011(8), Fla. Stat., is to obtain advice and discuss litigation strategy and expenditures regarding *Florida Virtual School v. D2L Corporation and D2L Limited*, currently pending before the United States District Court, Middle District of Florida (Orlando Division), and assigned Case No. 6:20-cv-01788-RBD-DC.

It is anticipated that the approximate duration of this litigation shade meeting/private attorney-client session will be 30 minutes.

Those persons speaking at or otherwise in attendance at the litigation shade meeting/private attorney-client session shall be limited to those persons permitted under section 286.011(8), Fla. Stat. Accordingly, it is anticipated that the following persons will be in attendance:

Board of Trustees Member John Watret, Ph.D., Chair  
Board of Trustees Member Linda Reiter, Co-Chair  
Board of Trustees Member Rafael "Tony" Arza, Ph.D.  
Board of Trustees Member Kelly Garcia  
Board of Trustees Member Robert Kornahrens  
Board of Trustees Member Edward Pozzuoli  
President and Chief Executive Officer Dr. Louis J. Algaze  
General Counsel Dr. David J. D'Agata  
Senior Assistant General Counsel Luis R. Guzman  
FLVS outside counsel Robert W. Thielhelm, Jr., Baker & Hostetler, LLP  
FLVS outside counsel Lindy K. Keown, Baker & Hostetler, LLP  
Court Reporter

Pursuant to Florida law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the attorney-client session shall be off the record. A copy of the transcript will be made part of Florida Virtual School's public record after the litigation has concluded.

Attorney-Client  
Session:

As requested by FLVS's General Counsel at the May 31, 2022 public meeting of the Board of Trustees, the second litigation shade meeting/private attorney-client session conducted pursuant to section 286.011(8), Fla. Stat., is to obtain advice and discuss litigation strategy and expenditures regarding *Florida Virtual School v. K12, Inc. and K12 Florida, LLC*, currently pending before the United States District Court, Middle District of Florida (Orlando Division) and assigned Case No. 6:20-cv-02354-GAP-EJK.

It is anticipated that the approximate duration of this litigation shade meeting/private attorney-client session will be 30 minutes.

Those persons speaking at or otherwise in attendance at the litigation shade meeting/private attorney-client session shall be limited to those persons permitted under section 286.011(8), Fla. Stat. Accordingly, it is anticipated that the following persons will be in attendance:

Board of Trustees Member John Watret, Ph.D., Chair  
Board of Trustees Member Linda Reiter, Co-Chair  
Board of Trustees Member Rafael "Tony" Arza, Ph.D.  
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General Counsel Dr. David J. D'Agata  
Senior Assistant General Counsel Luis R. Guzman  
FLVS outside counsel Stephen Luther, Luther Law PLLC  
FLVS outside counsel Suzanne Barto Hill, Rumberger, Kirk & Caldwell, PA  
Court Reporter

Pursuant to Florida law, the entire attorney-client session shall be recorded by a certified court reporter. No portion of the attorney-client session shall be off the record. A copy of the transcript will be made part of Florida Virtual School's public record after the litigation has concluded.

Agenda:

A copy of the meeting agenda may be obtained by contacting Mr. Bruce Moore, Board Clerk, at 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835; or at (407) 735-1191; or by email to [bmoore@flvs.net](mailto:bmoore@flvs.net). It may also be obtained via <https://go.boarddocs.com/fla/flvs/Board.nsf/vpublic?open>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Mr. Bruce Moore, Board Clerk, at 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835; or at (407) 735-1191; or by email to [bmoore@flvs.net](mailto:bmoore@flvs.net). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (800) 955-8770 (Voice)

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact Mr. Bruce Moore, Board Clerk, at 2145 Metrocenter Blvd., Suite 100, Orlando, FL 32835; or at (407) 735-1191; or by email to [bmoore@flvs.net](mailto:bmoore@flvs.net).