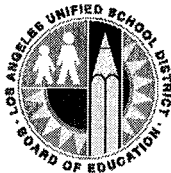


# Risk Finance and Insurance Services

**Ramon C. Cortines**  
Superintendent of Schools

**David Holmquist**  
General Counsel



**Robert M. Reider**  
Director of Insurance

August 13, 2015

Mark Geragos,  
Geragos & Geragos  
644 South Figueroa Street  
Los Angeles, CA 90017

Re: Claim for Damages-Rafe Esquith  
Board Number: 14-453

Dear Mr. Geragos:

Notice is hereby given that the claim you presented to the Los Angeles Unified School District on behalf of your client, Rafe Esquith, on June 22, 2015, amended on July 14, 2015, is rejected as of this date, August 13, 2015, due to an ongoing investigation into misconduct alleged against Mr. Esquith, which is discussed in greater detail below.

Mr. Esquith's Tort Claim alleges damages pursuant to Government Code Section 910 for: (1) reinstatement; (2) violations of Federal and State due process and (3) irreparable damages caused to his career and reputation. Esquith's claim purports to initiate a class action complaint "on behalf of thousands of well-respected teachers deprived of their rights by the LAUSD" ...."who have been living in the shadows—serving undefined sentences in LAUSD's despised teacher-jail—have had their careers, lives, families, and reputations destroyed by McCarthyism-like "investigations" by LAUSD "investigators" and subsequent kangaroo-court administrative procedures designed to force out older teachers."

The Los Angeles Unified School District is rejecting Mr. Esquith's Tort Claim because, while it was investigating the original allegations made against him, additional serious allegations of misconduct by Mr. Esquith came to light. The School District has no choice but to complete an investigation into these allegations before making a decision about returning Mr. Esquith to his classroom. This ongoing investigation has revealed serious allegations of highly inappropriate conduct involving touching of minors before and during Mr. Esquith's time at the School District. The investigation has also revealed possible ethical and District policy violations in Mr. Esquith's relationship with his Non-Profit (the Hobart Shakespearians). In addition, the investigation revealed multiple inappropriate photographs and videos of a sexual nature found on Mr. Esquith's school computer, plus multiple inappropriate email correspondence with students and conduct inconsistent with the Code of Conduct guidelines. There have also been allegations of threats to a parent and two students that were revealed through the investigation.

333 S. Beaudry Avenue – 28<sup>th</sup> Floor, Los Angeles, CA 90017  
Telephone: (213) 241-3126 Fax: (213) 241-8993 TTY: (213) 241-6882

The School District has a duty to thoroughly investigate these allegations before making any decisions to return Mr. Esquith to his classroom, and it takes this duty very seriously. Accordingly, due to the School District's ongoing investigation into the allegations detailed above, the School District rejects Mr. Esquith's Government Tort Claim outright by operation of law.

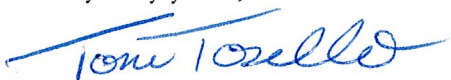
**WARNING**

Subject to certain expectations, you have only six (6) months from the date this notice was personally delivered or deposited in the mail to file a court action in municipal or superior court of the State of California on this claim. See Government Code section 45.6.

This time limitation applies only to causes of action arising under California law for which a claim is mandated by the California Government Tort Claims Act, Government Code sections 900 et. seq. Other causes of action, including those arising under federal law, may have shorter time limitations for filing.

Mr. Esquith may seek the advice of an attorney of his choice in connection with this matter. If he desires to consult with an attorney, he should do so immediately.

Very truly yours,



Toni Tosello  
Liability Claims Coordinator

TT:tt

**Verification of Mailing, State of California, County of Los Angeles**

I am employed in the County of Los Angeles, State of California. I am over the age of 18; my business address is 333 S. Beaudry Ave., 28<sup>th</sup> Floor, Los Angeles, CA 90017. On the date indicated below, I served the foregoing document on the above addressee by placing the original thereof in a sealed envelope with postage thereon fully prepaid in the United States mail at Los Angeles, CA. I declare under a penalty of perjury, under the laws of the State of California, that the above is true and correct.

8-13-2015

Date



Signature