

**Education Audit Appeals Panel  
State of California**

Appeal of 2014-15 Audit Finding 2015-001  
by:

Camino Union School District,  
  
Appellant.

EAAP Case No. 16-06

OAH No. 2016091016

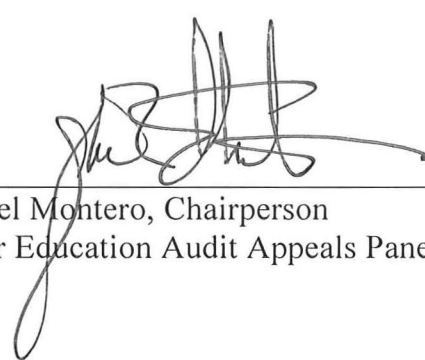
**Decision**

The Education Audit Appeals Panel has adopted the attached Stipulated Agreement of the parties as its Decision in the above-entitled matter.

Effective date: Aug. 28, 2017.

IT IS SO ORDERED.

Aug. 28, 2017  
Date

  
Joel Montero, Chairperson  
for Education Audit Appeals Panel

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8 *Department of Finance*

9 BEFORE THE EDUCATION AUDIT APPEALS PANEL

10 STATE OF CALIFORNIA

11  
12 **IN THE MATTER OF THE AUDIT**  
13 **APPEAL OF:**  
14 **APPEAL OF FISCAL YEAR 2014-15**  
15 **AUDIT FINDING 2015-001 BY CAMINO**  
**UNION SCHOOL DISTRICT,**

OAH No. 2016091016

EAAP Case No. 16-06

**STIPULATED SETTLEMENT**  
**AGREEMENT**

(Ed. Code, §41344.1, subd. (b))

16  
17 **APPELLANT,**

18 **v.**

19 **CALIFORNIA STATE CONTROLLER,**

20 **RESPONDENT.**  
21

22  
23 Appellant CAMINO UNION ELEMENTARY SCHOOL DISTRICT ("Appellant"),  
24 Respondent BETTY YEE, California State Controller, ("SCO"), and Intervenor DEPARTMENT  
25 OF FINANCE ("Finance") (collectively known as "the parties" and individually, each, a "party")  
26 agree to a complete settlement of the above-captioned matter as follows:  
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## RECITALS

A. The independent accounting firm of Goodell, Porter, Sanchez, & Bright, LLP (Auditor) conducted an annual financial compliance audit of the Appellant for the fiscal year of 2014-15, the results of which were included in the final audit report issued on or about December 7, 2015.

B. In Audit Finding 2015-001, the Auditor determined that the District did not use the California Department of Education's approved continuance agreement form for two of the four pupils continuing in kindergarten for a second year, and as a result, the auditor disallowed the ADA reported for the two students in their second year of kindergarten, amounting to \$9,777 of Local Control Funding Formula funding received by the Appellant.

C. The SCO certified the subject audit and audit report and audit finding.

D. Appellant timely filed a request for formal appeal of Audit Finding 2015-01 (the "Appeal") pursuant to Education Code section 41344(d), instituting the Appeal before the Education Audit Appeals Panel ("EAAP")

E. Finance intervened pursuant to Education Code section 41344.1, subdivision (b).

F. To avoid the cost and uncertainty of litigation, the parties to this case agree to completely resolve this dispute on the terms and conditions described below.

## AGREEMENT

For the purpose of completely settling and resolving the Appeal, the parties, without any admission of liability or wrongdoing, except as provided in section 1 herein, and in furtherance thereof, do agree as set forth below:

1. Appellant shall repay in full satisfaction of Audit Finding 2015-001 the sum of \$9,777.00, over a period of eight years without interest, or \$1,222 annually, following EAAP approval of this stipulated agreement.

2. The stipulated agreement fully and completely resolves all claims, demands, appeals, obligations, or causes of action arising from or relating to Audit Finding 2015-001. Accordingly, the parties expressly waive any right or claim to assert or pursue thereafter any claim, demand,

obligation, and/or cause of action relating to Audit Finding 2015-001.

3. The stipulated agreement is subject to and conditioned upon approval and adoption by EAAP, pursuant to Education Code section 41344.1 (b) and upon ratification by the Appellant's Governing Board.

4. This stipulated agreement may be executed in counterparts, each of which shall constitute an original. Facsimile and .pdf signatures by the parties and/or their designated representatives are deemed the equivalent of original signatures.

5. The parties shall bear their own attorneys' fees and costs relative to the Appeal.

Dated: 4/19/17

CAMINO UNION ELEMENTARY  
SCHOOL DISTRICT

By: [Signature]  
Officer of Governing Board  
Camino Union Elementary School District

Dated: 4-20-17

OFFICE OF THE STATE CONTROLLER

By: [Signature]  
JOHN DICKERSON  
Counsel for Hon. Betty Yee  
State Controller

Dated: \_\_\_\_\_

DEPARTMENT OF FINANCE

By: \_\_\_\_\_

Program Budget Manager  
Department of Finance

Dated: \_\_\_\_\_

By: \_\_\_\_\_  
ASHANTE L. NORTON  
Deputy Attorney General  
Attorneys for Department of Finance  
*AS TO FORM ONLY*

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3. The stipulated agreement is subject to and conditioned upon approval and adoption by EAAP, pursuant to Education Code section 41344.1 (b) and upon ratification by the Appellant's Governing Board.

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Dated: \_\_\_\_\_

CAMINO UNION ELEMENTARY  
SCHOOL DISTRICT

By: \_\_\_\_\_  
Officer of Governing Board  
Camino Union Elementary School District

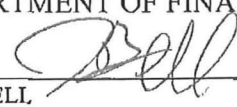
Dated: \_\_\_\_\_

OFFICE OF THE STATE CONTROLLER

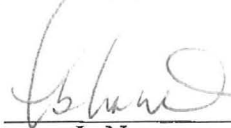
By: \_\_\_\_\_  
JOHN DICKERSON  
Counsel for Hon. Betty Yee  
State Controller

Dated: 01 MAY 17

DEPARTMENT OF FINANCE

By:   
JEFF BELL  
Program Budget Manager  
Department of Finance

Dated: MAY 4, 2017

By:   
ASHANTE L. NORTON  
Deputy Attorney General  
Attorneys for Department of Finance  
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