

10/18/96

IN THE
CIRCUIT COURT FOR BALTIMORE CITY

BRADFORD, et al.,

Plaintiffs

v.

MARYLAND STATE BOARD OF
EDUCATION, et al.,

Defendants

*
*
* Case No. 94340058/CE189672

* * * * *

BOARD OF SCHOOL COMMISSIONERS
OF BALTIMORE CITY, et al.,

Plaintiffs

v.

MARYLAND STATE BOARD OF
EDUCATION, et al.,

Defendants.

* Case No. 95258055/CL202151

* * * * *

ORDER

The Motion of the *Bradford* Plaintiffs for Partial Summary Judgment was heard on
October 15, 1996. The Court finds the following:

1. Article VIII of the Maryland Constitution provides that "The General Assembly, at its First Session after the adoption of this Constitution, shall by Law establish throughout the State a thorough and efficient System of Free Public Schools; and shall provide by taxation or otherwise, for their maintenance." The "thorough and efficient" language of Article VIII requires

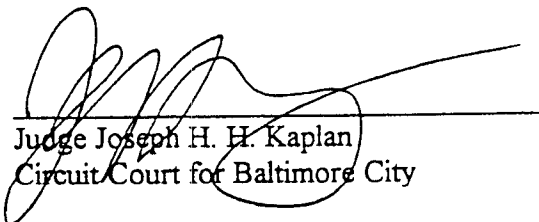
that all students in Maryland's public schools be provided with an education that is adequate when measured by contemporary educational standards.

2. There is no genuine material factual dispute in these cases as to whether the public school children in Baltimore City are being provided with an education that is adequate when measured by contemporary educational standards. This Court finds, based on the evidence submitted by the parties on the partial summary judgment and summary judgment motions in these cases, that the public school children in Baltimore City are not being provided with an education that is adequate when measured by contemporary educational standards.

3. There is a genuine dispute regarding the cause of the inadequate education provided to students in Baltimore City Public Schools and the liability therefor.

IT IS THEREFORE ORDERED that the *Bradford* Plaintiffs Motion for Partial Summary Judgment is granted in part and denied in part.

Entered this 18th day of October, 1996.



Judge Joseph H. H. Kaplan
Circuit Court for Baltimore City