

# LOS ANGELES COMMUNITY COLLEGE DISTRICT

## BOARD OF TRUSTEES

### MINUTES – REGULAR MEETING

Wednesday, December 16, 2009 • 11:00 a.m.  
Educational Services Center • Board Room  
770 Wilshire Boulevard • Los Angeles, California 90017

The regular meeting of the Board of Trustees of the Los Angeles Community College District (LACCD) was called to order at 11:07 a.m. with President Mona Field presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, Miguel Santiago, and Sylvia Scott-Hayes. Student Trustee Rodney D. Robinson was not present (arrived at 12:55 p.m.).

Interim Chancellor Tyree Wieder was present.

#### **RECESS TO COMMITTEE OF THE WHOLE**

Motion by Trustee Santiago, seconded by Trustee Pearlman, to recess to the Committee of the Whole.

*APPROVED: 7 Ayes*

President Field relinquished the gavel to Vice President Mercer to chair the Committee of the Whole.

The regular meeting recessed to the Committee of the Whole at 11:08 a.m.

Vice President Mercer deferred to Mr. Gary Colombo, Vice Chancellor, Institutional Effectiveness.

#### **2009 ARCC AB 1417 Outcomes Review**

Mr. Colombo distributed a document entitled "Focus on Results – Accountability Reporting for the California Community Colleges (ARCC)." He indicated that there is an action item on today's Board agenda to adopt the 2009 ARCC Report. He gave a PowerPoint presentation and discussed the document with respect to ARCC system-wide Indicators, ARCC college-level indicators, ARCC college-level averages for 2009, the student progress and achievement rate, the percent of students who earned at least 30 units, the fall-to-fall persistence rate, successful course completion in vocational courses, successful course completion in credit Basic Skills courses, ESL improvement rates, and Basic Skills improvement rates.

There was discussion regarding the importance of Basic Skills courses for LACCD students.

Mr. George Prather, Senior Research Analyst, discussed the fall-to-fall persistence rate.

Mr. Colombo recommended that a follow-up session be held regarding Basic Skills between now and spring 2010.

Mr. David Beaulieu, President, District Academic Senate, discussed the efforts that are being made to improve the Basic Skills success rate.

Mr. Colombo recommended that the Board direct the Basic Skills Initiative Steering Committee to develop a series of recommended Basic Skills policy changes that would be delivered to the Board members by March 2010.

## LACCD College Effectiveness Reports

Mr. Colombo distributed a document entitled “College Effectiveness Report.” He discussed the document with respect to financial aid, student success, institutional efficiency, and educational excellence for each of the nine colleges.

## Accreditation Reform Resolution

Trustee Scott-Hayes indicated that this resolution would be discussed at a Committee of the Whole meeting in January 2010.

## Board Function and Committee Description

Mr. Colombo distributed a document that was excerpted from the “LACCD District/College Functional Map” entitled “The District/College Relationship,” which outlines the roles and responsibilities of the District Office and the colleges, the role of the governing board, and committees of the governing board. He requested that the Chairs of the Board standing committees review the information regarding the committees and send him any revisions they might have. He will incorporate these revisions and present the document to the Board for final adoption at an upcoming Board meeting. He indicated that this is part of the process of revising the District/College Functional Map for the Accrediting Commission for Community and Junior Colleges (ACCJC).

## 2008-2009 Bond Program Performance Audit

A document entitled “Proposition A/AA and Measure J Bond Program Performance Audit Fiscal Year Ended June 30, 2009” was distributed.

Mr. Larry Eisenberg, Executive Director, Facilities Planning and Development, introduced Mr. Curtis Matthews, Partner, Moss-Adams LLP.

Mr. Matthews introduced Mr. Vincent Leoni, Partner, Moss-Adams LLP, and Mr. Jeff Witt, Manager, Moss-Adams LLP.

Mr. Matthews and Mr. Witt discussed the document with respect to the Executive Summary as it relates to good practices and opportunities for improvement.

There was discussion regarding the need for a detailed action plan to address the depletion of funds used for College Project Manager (CPM) expenditures.

Trustee Field requested that the Board be provided with the name of the CPM firm for each of the six colleges/sites that have a depletion of funds.

This information will be provided by staff.

## Bond Program Invoice Audit Review

A document entitled “LACCD Invoice Processing Special Project Report” was distributed.

There was discussion regarding the importance of Build—LACCD to oversee the CPMs with respect to tracking and processing invoices for the Bond Program projects.

## Public Comment

None.

## Adjournment

Motion by Trustee Field, seconded by Trustee Scott-Hayes, to adjourn the Committee of the Whole.

*APPROVED: 7 Ayes*

The Committee of the Whole adjourned at 12:54 p.m.

Vice President Mercer relinquished the gavel to President Field.

(Student Trustee Robinson arrived at 12:55 p.m.)

### **RECONVENE REGULAR MEETING**

The regular meeting of the Board of Trustees of the LACCD reconvened at 1:00 p.m. with President Mona Field presiding.

On roll call the following members were present: Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, and Sylvia Scott-Hayes. Absent: Kelly G. Candaele and Miguel Santiago. Student Trustee Rodney D. Robinson was present.

Interim Chancellor Tyree Wieder was present.

### **REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – CLOSED SESSION AGENDA MATTERS**

None.

### **RECESS TO CLOSED SESSION**

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Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to recess to Closed Session in accordance with The Ralph M. Brown Act and the Education Code. The Board will discuss the matters on the Closed Session agenda as posted and announced (see Attachment A).

*APPROVED: 5 Ayes*

The regular meeting recessed to Closed Session at 1:01 p.m.

(Trustees Candaele and Santiago returned at 1:15 p.m.)

### **RECONVENE REGULAR MEETING**

The regular meeting of the Board of Trustees of the LACCD reconvened at 3:35 p.m. with President Mona Field presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, Miguel Santiago, and Sylvia Scott-Hayes. Student Trustee Rodney D. Robinson was present.

Interim Chancellor Tyree Wieder was present.

Trustee Park led the Pledge of Allegiance to the Flag.

### **APPROVAL OF MINUTES**

None.

### **REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE**

Mr. Ted Strinz, Los Angeles/Orange Counties Building and Construction Trades Council, indicated that the "Carewise Health" debit cards have been sent out to LACCD employees through standard mail. He expressed his concern that many employees will confuse this with "junk" mail because it is not clearly marked as important. He requested that the word be spread that this is not "junk" mail.

\* \* \*

President Field indicated that a presentation by West Los Angeles College (WLAC) under Roman Numeral XV. Reports from the Chancellor and College Presidents would be taken out of order and conducted at this time.

There being no objection, the WLAC presentation was taken out of order.

## **REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS**

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by Interim Chancellor Wieder and action taken as indicated.

### **Presentation of Certificate of Excellence and Appreciation to Northrop Grumman for its contribution to the Employment Training Panel (ETP) grant at West Los Angeles College**

Dr. Mark Rocha, President, WLAC, introduced a group of students who have completed the WLAC Aviation Training Program as well as representatives from Northrop Grumman. He presented a certificate of appreciation to Northrop Grumman for its contribution to the ETP grant to fund the Aviation Training Program. He indicated that the grant was secured with the assistance of Mr. Marvin Martinez, Vice Chancellor, Economic and Workforce Development, and his staff as well as Mr. Robert Sprague, Vice President, Academic Affairs, WLAC. He introduced Mr. Todd Legassick, ETP Project Director, WLAC, and Mr. Todd Matosic, ETP Program Coordinator, WLAC.

Mr. Orville Dothage, Manager for Northrop Grumman's Advanced Production Training Centers, expressed his appreciation to WLAC for its efforts in training students for assembly line mechanic positions with Northrop Grumman.

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## **PUBLIC AGENDA REQUESTS (Category A)**

### **Oral Presentations**

President Field read the cautionary language for speakers and their personal responsibility and, potentially, personal liability for defamatory remarks.

Mr. Gary Humecke addressed the Board regarding sustainable landscaping plans at Pierce College. He distributed a copy of his remarks.

Dr. Joy McCaslin, Interim President, Pierce College, discussed the efforts to incorporate native trees on the campus as recommended in a report by Bluegreen Consultants regarding sustainable landscaping that was commissioned by the LACCD.

Trustee Pearlman requested that landscaping be a topic for the next Infrastructure Committee meeting.

Ms. Laura Gutierrez and Ms. Miki Jackson spoke in opposition to Com. No. FPD2. Authorize Purchase of Real Property as it relates to a resolution exempting the District's purchase of real property at the Van de Kamp Innovation Center from the California Environment Quality Act and another resolution approving a Purchase and Sale Agreement with Portola Ventures for the property. They spoke in opposition to the purchase of the property.

A packet containing various documents regarding the Van de Kamp property was distributed.

President Field indicated that one of the documents in the packet is a report from Mr. Jim Goodell of Public Private Ventures dated November 27, 2007 regarding the Los Angeles City College (LACC) Northeast Satellite Campus Alternative Development Scenarios and Potential Land Values. She stated that this report has nothing to do with the current property purchase.

Trustee Scott-Hayes inquired if it is correct that nothing will change with the property other than that the District will purchase it.

Mr. Eisenberg responded in the affirmative. He indicated that he has offered to meet with the Van de Kamp Coalition several times to provide clarity regarding the situation, but instead they have decided to rely on the public records request process.

President Field indicated that the Public Private Ventures proposal is no longer on the Board's agenda.

Ms. Kari Thumlert addressed the Board regarding past attempts to remove her from the ASO at Pierce College and her efforts to obtain copies of ASO records.

Mr. Ken Sherman addressed the Board with his concerns regarding the unfair treatment of ASO students and alleged violations of The Ralph M. Brown Act.

#### Proposed Actions

None.

#### **REQUESTS TO ADDRESS THE BOARD OF TRUSTEES – MULTIPLE AGENDA MATTERS**

None.

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President Field entertained a motion to take out of order Roman Numeral XVIII. Recess to Annual Meeting of the LACCD Improvement Corporation and Roman Numeral XIX. Reconvene Board Meeting – Com. No. BF3. Resolution Approving, Authorizing, and Directing Taxable Certificates of Participation, 2009 Series A.

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to take Roman Numerals XVIII. and XIX. out of order.

*Student Trustee Advisory Vote: Aye (Robinson)*  
*APPROVED: 7 Ayes*

Ms. Lisalee Wells, Partner, Fulbright and Jaworski LLP, indicated that the Board needs to “deconvene” as the Board of Trustees pursuant to a motion and reconvene as the Board of Directors of the LACCD Improvement Corporation.

#### **RECESS TO ANNUAL MEETING OF THE LACCD IMPROVEMENT CORPORATION**

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to recess from the regular meeting of the Board of Trustees and reconvene as the Board of Directors of the LACCD Improvement Corporation.

*APPROVED: 7 Ayes*

The regular meeting recessed to the annual meeting of the LACCD Improvement Corporation at 4:26 p.m. The minutes are on file in the Office of the Board of Trustees.

#### **RECONVENE BOARD MEETING**

The regular meeting of the Board of Trustees of the LACCD reconvened at 5:07 p.m. with President Mona Field presiding.

On roll call the following members were present: Kelly G. Candaele, Mona Field, Georgia L. Mercer, Tina Park, Nancy Pearlman, Miguel Santiago, and Sylvia Scott-Hayes. Student Trustee Rodney D. Robinson was present.

Interim Chancellor Tyree Wieder was present.

Com. No. BF3. Resolution Approving, Authorizing, and Directing Taxable Certificates of Participation, 2009 Series A

Motion by Trustee Scott-Hayes, seconded by Student Trustee Robinson, to adopt Com. No. BF3.

*Student Trustee Advisory Vote: Aye (Robinson)*

*ADOPTED: 7 Ayes*

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**REPORTS AND RECOMMENDATIONS FROM THE BOARD**

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by the Board of Trustees and action taken as indicated.

Report on Actions Taken in Closed Session – December 16, 2009

President Field indicated that The Ralph M. Brown Act requires that certain matters determined in Closed Session be reported during the public session that follows.

The Board took no actions that The Ralph M. Brown Act requires to be reported.

Reports of Standing and Special Committees

Trustee Scott-Hayes reported on this morning's Legislative Affairs Committee at which there were update presentations regarding federal and state legislation.

Trustee Mercer reported on this morning's Committee of the Whole meeting at which there were presentations and discussion regarding the following topics:

2009 ARCC AB 1417 Outcomes Review  
LACCD College Effectiveness Reports  
Accreditation Reform Resolution  
Board Function and Committee Description  
2008-2009 Bond Program Performance Audit  
Bond Program Invoice Audit Review

Student Trustee Robinson reported on the Student Affairs Committee meeting of December 11, 2009. He expressed his concern that the ASO Presidents feel that they do not have a voice in the District and that their needs are not being met.

Interim Chancellor Wieder indicated that she would meet with Student Trustee Robinson and Mr. John Clerx, Vice Chancellor, Educational Support Services, to resolve these issues.

Com. No. BT1. Resolution – District Classified Employee Retirement

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to adopt Com. No. BT1. as follows:

WHEREAS, The classified employees identified below have been employed with the Los Angeles Community College District for many years; and

WHEREAS, The classified employees have contributed significantly toward providing the highest quality of services to our students and the public on behalf of the Los Angeles Community College District; now, therefore, be it

RESOLVED, That the Personnel Commission and the Board of Trustees of the Los Angeles Community College District do hereby commend the employees for their contributions and extend best wishes in their retirement.

SUMMARY OF RETIRED CLASSIFIED EMPLOYEES  
November 1, 2009 – November 30, 2009

LAST NAME	FIRST NAME	JOB CLASSIFICATION	YEARS OF SERVICE	LOCATION
1 Danam Jr.	Erik Borge	Gardening Supervisor	40	Mission
2 Luzano	Samuel E.	Facilities Project Manager	7	District

*Student Trustee Advisory Vote: Aye (Robinson)*  
*ADOPTED: 7 Ayes*

Com. No. BT2. Review and Adoption of the 2009 ARCC Report

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adopt Com. No. BT2.

*Student Trustee Advisory Vote: Aye (Robinson)*  
*ADOPTED: 7 Ayes*

**REPORTS FROM THE CHANCELLOR AND COLLEGE PRESIDENTS**

The following reports to the governing board of the Los Angeles Community College District, considered as a part as if fully set forth hereto and certified copies of which are on file in the Office of the Board of Trustees, were presented by Interim Chancellor Wieder and action taken as indicated.

Presentation of Certificate of Excellence and Appreciation to Northrop Grumman for its contribution to the Employment Training Panel (ETP) grant at West Los Angeles College

This presentation was taken out of order and conducted earlier during today's Board meeting.

Report on the Development of the LACCD Unclassified Employee Handbook

Interim Chancellor Wieder deferred to Ms. Deborah Hirsh, Interim Senior Associate Vice Chancellor, Human Resources.

Ms. Hirsh and Ms. Velma Butler, President, AFT College Staff Guild Los Angeles, discussed the LACCD Unclassified Employee Handbook. The purpose of the Handbook is to clarify the roles and responsibilities of Student Workers.

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There being no objection, the agenda was moved back to Reports from Representatives of Employee Organizations at the Resource Table.

**REPORTS FROM REPRESENTATIVES OF EMPLOYEE ORGANIZATIONS AT THE RESOURCE TABLE**  
(continued)

Mr. James Butler-Zetino, ASO President, LACC, expressed his concern that unit limitations as outlined in Administrative Regulation E-22 – Eligibility for Associated Student Organization Offices might have a negative impact on returning community college students. He also discussed sustainability and recycling efforts at LACC.

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**CONSENT CALENDAR ITEMS**

**Matters Requiring a Majority Vote**

President Field entertained a motion to adopt the Consent Calendar Items as amended on Matters Requiring a Majority Vote, with the limitation that the Student Trustee's vote shall not apply to HRD1. and the Correspondence.

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adopt the Consent Calendar Items as amended on matters requiring a majority vote.

President Field inquired if the Trustees have items that need clarification or separation for the vote.

The Trustees discussed the following Consent Calendar Items:

Com. No. BF1. Budget and Finance Routine Report

Com. No. BF2. Receipt of General Obligation Bond Performance Audit

Trustee Santiago indicated that the background of this item refers to the Proposition A and AA Bond Programs, but not Measure J. He inquired as to whether Measure J should have been included.

Ms. Jeanette Gordon, Chief Financial Officer/Treasurer, responded that Measure J should have been included in the background.

President Field noted the following amendments:

...

Background: An annual General Obligation bond finance and performance audit of the District's Proposition A and AA **and Measure J** Bond Program is conducted every fiscal year by independent contract auditors as required by California Constitution Article 13A and Education Code 15278 and reported to the Board of Trustees.

The performance audit evaluated the Proposition A and AA **and Measure J** Bond Program compliance, program performance controls, and efficiency. Good practices and improvement opportunities, as identified at the time of report issuance, are included in this report.

Com. No. BSD1. Business Services Routine Report

Com. No. BSD2. Ratifications for Business Services

President Field noted the following amendments:

...

H. SPECIALLLY FUNDED AGREEMENTS

...

~~4500120395~~ **4500120406** East. Amendment to renew agreement with U.S. Department of Education for that agency to fund the Green Science & Technology Curriculum grant, increasing the total contract amount from ~~\$2,235,889~~ **\$1,168,064** to ~~\$3,874,465~~ **\$2,419,640** from October 1, 2009 to September 30, 2010, inclusive, for the second year of the agreement. Total additional expense:  
~~\$1,251,57~~ **\$1,251,576**

Com. No. FPD1. Facilities Planning and Development Routine Report

Mr. Eisenberg noted that Roman Numeral IX. Authorize Construction Contracts Item A. has been withdrawn as follows:

~~A. Authorize a contract with Waisman Construction, Inc. to provide general construction services for the Franklin Hall Modernization project at Los Angeles City College at a cost of \$1,293,000. Consistent with Board Rule 7100.10 authorize the Executive Director of Facilities Planning and Development to authorize change orders of up to ten percent (10%), the maximum allowed by law without re-bidding, subject to subsequent Board ratification.~~

....  
**Withdrawn.**

Com. No. FPD2. Authorize Purchase of Real Property

Com. No. HRD1. Personnel Services Routine Actions

Com. No. ISD1. Approval of Educational Programs and Courses

Correspondence

Accept recommended disposition of Correspondence.

*The Student Trustee's vote shall not apply to HRD1. and the Correspondence.*

*Student Trustee Advisory Vote: Aye (Robinson)*

*ADOPTED AS AMENDED: 7 Ayes*

**Matters Requiring a Super Majority Vote**

Com. No. FPD3. Ratify an Emergency Resolution for Emergency Repair and Replacement of the Firefighting Water Main at the Heldman Learning Resource Center Located at West Los Angeles College

Motion by Trustee Scott-Hayes, seconded by Trustee Mercer, to adopt Com. No. FPD3.

*Student Trustee Advisory Vote: Aye (Robinson)*

*ADOPTED: 7 Ayes*

**RECOMMENDATIONS FROM THE CHANCELLOR**

Com. No. CH1. Adopt Board Rule 17006

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to adopt Com. No. CH1.

*Student Trustee Advisory Vote: Aye (Robinson)*

*ADOPTED: 7 Ayes*

Public Hearing on Final Environmental Impact Report for the East Los Angeles College Firestone Educational Center, formerly South Gate Educational Center

President Field declared the public hearing open.

For the record, Ms. Camille Goulet, General Counsel, stated that a letter was received from the City of South Gate yesterday, which will be included with the record. She indicated that the letter contends that the Environmental Impact Report (EIR) should not be adopted because certain matters have not been addressed. The letter also requests that the LACCD enter into a "tolling" agreement, which is an agreement to defer the statute of limitations while discussions occur between the City of South Gate and the LACCD. She recommended that the Board certify the EIR and allow staff and the California Environmental Quality Act (CEQA) Consultant to confer regarding the EIR. If the LACCD recommends a "tolling" agreement, this recommendation will be presented to the Board in January 2010.

There was discussion regarding the Final EIR for the Firestone Educational Satellite Campus.

Public Comment

None.

President Field declared the public hearing closed.

Com. No. FPD4. Certify the Final Environmental Impact Report for the Firestone Educational Satellite Campus of East Los Angeles College

Motion by Trustee Mercer, seconded by Trustee Scott-Hayes, to adopt Com. No. FPD4.

*Student Trustee Advisory Vote: Aye (Robinson)*  
*ADOPTED: 7 Ayes*

Presentation and Public Hearing for the Long Range Facilities Master Plan Update and Environmental Impact Report Addendum for Los Angeles City College

Dr. Jamillah Moore, President, Los Angeles City College (LACC), introduced Ms. Elena Andrews, Master Plan Architect, Steinberg Architects.

Ms. Andrews gave an update presentation regarding the LACC Long Range Facilities Master Plan. She introduced Mr. Terry Hayes, Terry A. Hayes and Associates.

Mr. Hayes gave an update presentation regarding the LACC EIR Addendum.

There was discussion regarding the relocation of the LACC Child Development Center.

Public Comment

None.

President Field declared the public hearing closed.

**RECESS TO ANNUAL MEETING OF THE LACCD IMPROVEMENT CORPORATION**

This item was taken out of order and the Annual Meeting of the LACCD Improvement Corporation was conducted earlier during today's Board meeting.

Com. No. BF3. Resolution Approving, Authorizing, and Directing Taxable Certificates of Participation, 2009 Series A

Com. No. BF3. was taken out of order and adopted earlier during today's Board meeting.

**NOTICE REPORTS AND INFORMATIVES**

Com. No. BF/A. [Notice] Amend Board Rules 7503.10 Standard Mileage Rates and 10711. Transportation Cost

Com. No. CH/A. [Notice] Authorize a Resolution Ratifying Preliminary Findings and Making Updated Findings Regarding Renewable Energy Optimization Program

Noticed by Interim Chancellor Wieder.

Com. No. ISD/A. [Informative] Notification of Student Travel

Presented by Interim Chancellor Wieder.

**PUBLIC AGENDA REQUESTS (Category B)**

Oral Presentations

None.

Proposed Actions

None.

**ANNOUNCEMENTS AND INDICATIONS OF FUTURE PROPOSED ACTIONS**

President Field announced that Student Trustee Robinson is featured in the November 2009 edition of the AFT 2121 newsletter regarding his participation in a candlelight vigil to raise awareness of the budget crisis. She further announced that Ms. Deborah Harrington, Dean of Student Services, and Ms. Barbara Dunsheath, Instructor, ELAC, and Board Member, North Orange Community College District, were appointed to the Community College League of California (CCLC) Commission on the Future.

Trustee Pearlman announced that she recently attended the grand openings of the LACC Science and Technology Building and the Media Arts Center at Los Angeles Valley College (LAVC). She also attended the recent Project MATCH reception that was held for 50 intern graduates.

Dr. Moore expressed her appreciation to the Trustees Field, Park, and Pearlman for attending the LACC Foundation celebration that was held on Friday, December 11, 2009 at which LACC was awarded \$100,000 by Wells Fargo to be used for scholarships. She indicated that this amount will be matched by the Osher Foundation.

**ADJOURNMENT**

Motion by Trustee Mercer, seconded by Student Trustee Robinson, to adjourn.

Without objection, so ordered.

The regular meeting adjourned at 6:10 p.m.

TYREE WIEDER  
Interim Chancellor and Secretary of the Board of Trustees

By: \_\_\_\_\_  
Laurie Green  
Assistant Secretary to the Board

APPROVED BY THE BOARD OF TRUSTEES:

\_\_\_\_\_  
Mona Field  
President of the Board

Date \_\_\_\_\_ February 10, 2010