



**Department of  
Education**

Chancellor Richard A. Carranza

**Elizabeth A. Rose**  
Deputy Chancellor  
Division of Operations

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June 11, 2018

Ms. Eva Moskowitz  
Chief Executive Officer  
Success Academy Charter Schools  
95 Pine Street, Floor 6  
New York, NY 10007

Dear Ms. Moskowitz:

I write to inform you that litigation related to a building where Success Academy is located will impact Success Academy students and families.

As you know, Success Academy currently serves students in Kindergarten through second grade at Success Academy Bed-Stuy 3 in building K025, in Community School District 16, per a proposal approved by the Panel for Educational Policy (PEP) in January 2016 to serve students in grades K-4 at scale. Building K025 also houses P.S. 25, the Eubie Blake School.

The Panel for Educational Policy unanimously voted to approve the closure of P.S. 25 at a public meeting on February 28, 2018. Success Academy requested additional rooms in K025 for the 2018-2019 school year to serve fifth grade students from Success Academy Cobble Hill. The DOE agreed to this request, for one year only, under the assumption that Success Academy Bed-Stuy 3 would be the only other school operating in K025 during the 2018-2019 school year.

A lawsuit contesting the closure of P.S. 25 commenced shortly after the vote. As part of the litigation, DOE has been stayed from closing P.S. 25, which has the effect of staying the siting of any other school there.

In addition, Success Academy notified families—though not the DOE—that it would close Bed-Stuy 3 at the end of this school year, leaving no PEP approved Success Academy school in the building.

Unfortunately, in light of this litigation and related developments, Success Academy Cobble Hill fifth graders cannot legally use building K025 next year. This undoubtedly creates some inconvenience for families, and for your organization. Fortunately, Success Academy has ample space in Brooklyn

to serve the affected families, in some cases less than a mile away from K025. Since there are approximately 75 rising fifth grade students slated to attend Success Academy Cobble Hill next year, all students can be served together, in an existing Success Academy site.

The chart below shows the excess seats Success Academy currently has available. These sites include Success Academy middle schools co-located in DOE buildings, a DOE building that will be vacant at the end of the current school year and will be solely occupied by Success Academy East Flatbush MS beginning in 2018-2019, as well as two leased sites where Success Academy is operating elementary schools not yet at scale. Sites further than four miles from K025 are not included in this analysis.

### Brooklyn Success Academy Middle School Seats

Building	SA School Name	Distance to K025	2018-19 Planned EIS MS Enrollment	2018-19 Projected MS Enrollment	2018-19 Available MS Seats	2018-19 MS Surplus	Additional Details
<b>SA Middle School Sites</b>							
K033	Bed-Stuy MS	0.7 miles	515-555	410	660	<b>250</b>	Has 1 additional excess room allocated to SA ES in K033 per most recent BUP.
K297	Myrtle MS	0.8 miles	230-260	219	390	<b>171</b>	Phasing in through 2020-21. Some surplus may be available at scale.
K246	Ditmas Park MS	3.6 miles	550-580	488	870	<b>382</b>	Phasing in through 2020-21. Some surplus may be available at scale.
K864/K869	East Flatbush MS	3.9 miles	N/A	143	1,020	<b>877</b>	No EIS for this building. Phasing in through 2021-22. Some surplus may be available at scale.
<b>Projected Enrollment and Potential Seats in MS Sites</b>				<b>1,260</b>	<b>2,940</b>	<b>1,680</b>	

### SA Standalone Elementary School Sites

St. Barbara	Bushwick ES	1.4 miles	N/A	-	90	90	No EIS for this building. Surplus is not projected to be available at scale.
15 Snyder	Flatbush ES	3.7 miles	N/A	-	420	420	No EIS for this building. Some surplus may be available at scale.
<b>Potential Seats in ES Sites</b>				<b>-</b>	<b>510</b>	<b>510</b>	



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**Total 2018-19 Available Seats for Middle School**

**2,190**

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This analysis clearly shows that Success Academy has over 1,600 seats in existing Success Academy Middle Schools for use by Success Academy Cobble Hill students in the 2018-19 school year, as well as over 500 seats available in space leased by the DOE in Brooklyn for use by existing Success Academy Elementary Schools, for **a total of approximately 2,190 seats available** for use within a four mile radius of building K025. All of these sites include enough space to serve Success Academy Cobble Hill's rising 5<sup>th</sup> grade cohort as a group, i.e., there are more than 75 seats available in each of these locations. Alternatively, Success Academy may apply its choice approach for families to indicate which of these middle school locations are most convenient for them. All 5<sup>th</sup> grade students living more than one mile from their school are eligible for transportation, which could be either MetroCard or yellow bus service.

Clearly, there is ample space to accommodate Success Academy Cobble Hill Middle School students within the space already available to Success Academy. While the court's action will no doubt cause some inconvenience to families, all students from Success Academy Cobble Hill can be served next year.

We request that Success Academy advise us which site they would prefer to use for Success Academy Cobble Hill Middle School for the 2018-19 school year by June 20th. If Success Academy chooses not to respond, the DOE will designate a site from the list above, selecting the most transportation accessible location based on our analysis of where Success Academy Cobble Hill rising Middle School families live.

Sincerely,

A handwritten signature in black ink, appearing to read 'Elizabeth Rose', written in a cursive style.

Elizabeth Rose

Deputy Chancellor, Division of Operations

Cc: Howard Friedman, General Counsel