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EASTERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY CLERK

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12 Attorneys for Defendants

13 UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

15	PLANS, Inc.,	)	Case No. CIV. S-98-0266 FCD PAN
16)	
17	Plaintiffs,	)	DECLARATION OF CHERYL EINING IN
18		)	SUPPORT OF DEFENDANTS'
19	v.	)	OPPOSITION TO PLAINTIFF'S MOTION
20		)	FOR SUMMARY JUDGMENT, OR, IN
21	SACRAMENTO CITY UNIFIED SCHOOL	)	THE ALTERNATIVE, SUMMARY
22	DISTRICT, TWIN RIDGES ELEMENTARY	)	ADJUDICATION
23	SCHOOL DISTRICT, DOES 1-100,)	
24		)	Date: July 30, 2004
25	Defendants.	)	Time: 10:00 a.m.
26		)	Place: Courtroom 2

27 I, Cheryl Eining, declare:

28 1. I have served as the Principal at John Morse Waldorf Methods Magnet School ("John Morse") in the Sacramento City Unified School District ("District") since October 2001. As Principal, I supervise public employees and consultants on public school grounds.

29 2. I previously served as a public school administrator in Whittier, Lake Elsinore, Davis, and for Mountain Elementary School District.

30 3. I previously worked as a credentialed teacher in South Dakota and Los Angeles and taught classes in the K-6th grade levels.

31 4. I hold the following California credentials: Administrative Life; Multiple Subject K-Adult/Life; Bilingual Cross-Cultural Specialist.

1 5. As part of the process to become a credentialed teacher in California, I signed an oath
2 to defend the Constitutions of the United States and California, as well as the laws of same.

3 6. I have never served as an administrator or teacher in a private Waldorf school. Such
4 experience was certainly not a prerequisite to serving as Principal at John Morse.

5 7. Previous experience as a teacher at a private Waldorf school is not a prerequisite for
6 a teacher to work at John Morse.

7 8. At John Morse, we employ one (1) administrative staff, fifteen (15) certificated
8 teachers, and ten (10) classified staff, who all work to educate approximately 300 students.

9 9. All John Morse teachers are members of the Sacramento Teachers Association
10 CTA/NEA ("SCTA") collective bargaining unit. The collective bargaining agreement between the
11 District and SCTA includes an "Academic Freedom" article.

12 10. At John Morse, we have an active Parents Guild consisting of approximately twenty
13 (20) parents.

14 11. The John Morse curriculum is entirely secular. I understand the curriculum is attached
15 to Mr. Robert Anderson's declaration in this case, with whom we have worked at the California State
16 Department of Education to ensure our curriculum meets all state standards.

17 12. We do instruct using certain methods pioneered in Waldorf private schools to include:
18 block scheduling, one teacher remaining with class of students from grades one through six.
19 integration of the arts into all subjects, gardening, cooking, and movement. Such methods are
20 congruous with other methods used in District schools or with methods pioneered by educational
21 theorists such as Rachel Kessler.

22 13. I have worked hard, as part of my duties in all my positions in education set forth in
23 paragraphs 2-4 above, to ensure public school programs and activities do not cross over whatever
24 "line" separates church and state. Typical is the "December dilemma" where public schools recognize
25 holidays such as Christmas, Hanukkah, Kwanza, or Ramadan, with appropriate multicultural
26 observations without fostering a belief or advancing any one religion. The songs to be sung at a
27 "winter festival" are just one example of our being sensitive to the multicultural importance of all
28 ...

1 religions without emphasizing one or another. What used to be at most public schools a celebration
2 of Christmas is now broadened so as to meet current legal and pedagogical standards.

3 14. Halloween, for another example, is a time where public schools work to strike the right
4 balance between recognition of a holiday and endorsement of any particular beliefs.

5 15. This process of review is no different at John Morse than at any other public school at
6 which I have worked. We work hard to ensure that our program meets all current legal standards and
7 that, in using certain Waldorf pedagogical methods, we do not use other Waldorf methods such as
8 verses, which might "cross the line."

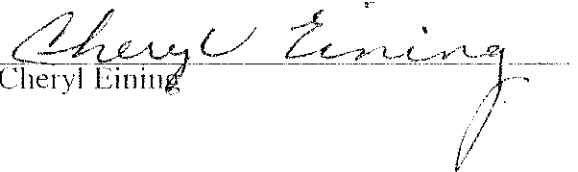
9 16. I am not familiar with the works of Rudolf Steiner or any principles of anthroposophy,
10 and I have no need to reference any such works to be Principal at John Morse.

11 17. Neither the District nor John Morse pay for our teachers to attend courses at Rudolf
12 Steiner College. The teachers and/or the Parents Teacher Association Guild pay for all continuing
13 education of our teachers.

14 The facts set forth in this declaration are based on my personal knowledge. If called as a
15 witness, I would and could testify competently thereto.

16 I declare under penalty of perjury that the foregoing is true and correct.

17 Executed on June 24, 2004, at Sacramento, California.

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19 
20 Cheryl Eining

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