



JONATHAN A. PEARL
ATTORNEY AT LAW
jpearl@mbdlaw.com

SAN DIEGO

November 25, 2009

VIA FAX (215.717.3440) AND U.S. MAIL

Adam Kissel, Director, Individual Rights Defense Program
Foundation for Individual Rights in Education
601 Walnut Street, Suite 510
Philadelphia, PA 19106

Re: Southwestern Community College District / Actions and Policies;
Our file 7897.1106

Dear Mr. Kissel:

Our office represents the Southwestern Community College District ("College"). This correspondence responds to yours dated November 3, 2009, addressed to College President Dr. Raj K. Chopra.


While we likely disagree as to the facts underlying the events that occurred on October 22, 2009, your correspondence does not indicate that your office represents any particular individual. For this reason, it would be inappropriate for me to specifically address personnel matters involving any College employee.

Like your organization, the College also celebrates First Amendment rights and privileges, and has endeavored to ensure that free expression thrives on campus and in our community. As I believe you know, prior to the events of October 22, the College was in the process of reviewing its Policy 5550. That process continues and the College will carefully consider the issues and suggestions raised in your correspondence. In addition, the College welcomes any additional constructive input you wish to offer in this process.

Enjoy the holiday and please contact me directly if you have any questions.

Very truly yours,

MILLER BROWN & DANNIS


Jonathan A. Pearl
JP:jk

cc: Raj K. Chopra, Ph.D., President
Michael Kerns, Vice-President for Human Resources
SF 402737v1

SAN FRANCISCO

71 Stevenson Street
Nineteenth Floor
San Francisco, CA 94105
Tel 415.543.4111
Fax 415.543.4384

LONG BEACH

301 East Ocean Boulevard
Suite 1750
Long Beach, CA 90802
Tel 562.366.8500
Fax 562.366.8505

SAN DIEGO

750 B Street
Suite 2310
San Diego, CA 92101
Tel 619.595.0202
Fax 619.702.6202
www.mbdllaw.com



FACSIMILE

This facsimile is for the sole use of the intended recipient(s). It may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please alert the sender by telephone and destroy all copies of this facsimile.

750 B Street, Suite 2310
San Diego, CA 92101

Tel: 619-595-0202
Fax: 619-702-6202

November 25, 2009

TO: Adam Kissel, Director, IRDP (215) 717-3440
Foundation for Individual Rights in Education

CC: Raj. K. Chopra, President (619) 421-0346
Michael Kerns, VP for Human Resources (619) 216-6705
Southwestern Community College District

FROM: Jonathan Pearl

RE: Southwestern Community College District ;
Our file 7897.1106

Total Pages Sent Including Cover Page: 2

SF 404584v1

SAN FRANCISCO

LONG BEACH

SAN DIEGO

www.mbdlaw.com