

**BEFORE THE ARIZONA STATE BOARD  
FOR CHARTER SCHOOLS**

In the matter of

**PINNACLE EDUCATION-WMAA,  
INC.**

(a for-profit corporation)

and

**PINNACLE CHARTER HIGH  
SCHOOL**

(a charter school)

**CONSENT AGREEMENT FOR  
VOLUNTARY SURRENDER AND  
TERMINATION OF THE  
CHARTER CONTRACT**

This Agreement is entered into by Pinnacle Education-WMAA, Inc., by and through its authorized agent, and the Arizona State Board for Charter Schools, by and through its authorized representatives, and provides the following terms and agreement:

1. Pinnacle Charter High School (hereafter, "the School") is a charter school established pursuant to Arizona Revised Statutes (hereafter, "A.R.S.") § 15-181 *et seq.*
2. The Charter for the School is held by Pinnacle Education-WMAA, Inc., a for-profit corporation organized under the laws of the state of Arizona (hereafter, "the Charter Operator").
3. The Charter Contract was signed by Michael Matwick, as the Charter Representative and person authorized to sign for the Charter Operator.
4. Pursuant to A.R.S. § 15-183 and the Charter Contract, the Arizona State Board for Charter Schools (hereafter, the "Board") sponsors the Charter Operator to operate one School site to serve students in grades nine through twelve.
5. The Charter Contract was executed on May 22, 2003.
6. The Charter Operator voluntarily tenders and surrenders its charter contract for the operation of the School to its sponsor, the Board, with the intent to

voluntarily terminate its charter contract effective April 30, 2009 for the purpose of further performance.

7. The Charter Operator shall mail a complete copy of each student's educational record to the student's parent or legal guardian.

8. The Charter Operator has notified the Board that the student records of the School will be maintained by Pinnacle Education, Inc.

9. The Charter Operator agrees that all necessary student level data has been submitted to the Arizona Department of Education through the Student Accountability Information System (SAIS).

10. The Charter Operator is entitled to receive state equalization assistance funds for the 2007-2008 school year to which it is entitled under the school funding formula provided in Arizona law, but no more.

11. The Charter Operator is entitled to receive Classroom Site Funds for the 2007-2008 school year to which it is entitled under the provisions of Arizona law, but no more.

12. The Charter Operator agrees to refund any overpayment of state equalization assistance funds in the amount determined by the Arizona Department of Education in the manner directed by the Arizona Department of Education.

13. The Charter Operator agrees to refund any overpayment of Classroom Site Funds monies in the amount determined by the Arizona Department of Education in the manner directed by the Arizona Department of Education.

14. The Charter Operator agrees to submit any outstanding grant reports and to refund any outstanding grant monies or allocation of education funds to the Arizona Department of Education in the manner directed by the Arizona Department of Education.

15. The Charter Operator shall expend the Classroom Site Funds in a manner consistent with its intent as specified in A.R.S. § 15-977.

16. The Charter Operator shall expend the Instructional Improvement Funds in a manner consistent with its intent as specified in A.R.S. § 15-979.

17. The Board accepts the surrender of the charter contract of Pinnacle Education-WMAA, Inc. for the operation of Pinnacle Charter High School.

18. The charter contract between the Board and Pinnacle Education-WMAA, Inc. for the operation of Pinnacle Charter High School is terminated effective April 30, 2009 for the purposes of further performance.

19. This Agreement is not binding on either party until it is approved by a majority vote at a public meeting. This Agreement is effective immediately upon its approval and execution by the authorized representatives of the Board and Pinnacle Education-WMAA, Inc.

20. If the Board rejects this Agreement or any part of it, then this Agreement is null and void, and not binding on the Charter Operator or the Board.

21. Pinnacle Education-WMAA, Inc. understands that it has the legal right to consult with an attorney prior to entering into this Agreement.

22. Each party shall be responsible for its own attorneys' fees and costs in this matter.

DATED: March 13, 2009  
**Pinnacle Education-WMAA, Inc.**

By 

Michael Matwick, as Charter Representative and authorized signer for Pinnacle Education-WMAA, Inc.

DATED: April \_\_, 2009  
**The Arizona State Board for Charter Schools**

By \_\_\_\_\_  
Christy Farley, President of the Arizona State Board for Charter Schools

**NOTICE OF SPECIAL MEETING  
OF PINNACLE EDUCATION-WMAA, INC.**

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Pinnacle Education-WMAA, Inc. and the general public that the Pinnacle Education-WMAA, Inc. will hold an Special Meeting open to the public on Friday, March 13 2009 at 10:00 a.m., at Pinnacle Education Inc. located at 2224 W. Southern Ave., Suite 1, Tempe 85282. This meeting is called to act upon the proposed surrender of the Charter for Pinnacle Education-WMAA, Inc.

The agenda will be as follows:

Public Comments:

Action Items:

1. Surrender of Charter for Pinnacle Education-WMAA, Inc.

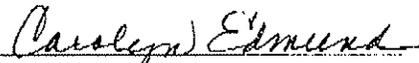
Discussion Items:

Dated this 12<sup>th</sup> day of March 2009



Dr. Michael R. Matwick  
President

Posted on March 12, 2009 at  
2224 W. Southern Ave., Suite 1  
Tempe, AZ 85282

By:   
Carolyn Edmund, Recording Secretary

**MINUTES OF THE GOVERNING BOARD  
OF  
PINNACLE EDUCATION-WMAA, INC.  
SPECIAL MEETING**

Date: March 13, 2009  
Location: Pinnacle Education Inc.  
2224 W. Southern Ave., Ste. 1, Tempe AZ  
Conference Room

Present: Dr. Michael R. Matwick, President  
Curt Feldtkeller, Board Member

Absent: Michael Stewart, Board Member

Others Present: Carolyn Edmund, Recording Secretary

Call to Order: The meeting was called to order at 10:00 a.m. on Friday, March 13, 2009 by Board President, Dr. Michael Matwick.

**Public Comment:**

Dr. Matwick asked if there were any public comments. With no comments at this time, the Board moved on to the approval items.

**Approval Items:**

**Surrender of Charter:**

On July 14, 2008, Pinnacle Education-WMAA, Inc. was granted a Temporary Suspension. After several months of reviewing the status of student population, it has been determined that the demand is not great enough to warrant the operation of a campus school.

Curt Feldtkeller moved to approve the Voluntary Surrender of Charter for Pinnacle Education-WMAA, Inc. and submit this request to the Arizona State Board for Charter Schools. Dr. Matwick seconded the motion. All in favor. Motion passed.

**Adjournment:**

With no further business to discuss, Dr. Matwick moved to adjourn the meeting. Curt Feldtkeller seconded the motion. All in favor. Meeting adjourned at 10:10 a.m.

  
Dr. Michael R. Matwick, President

  
Carolyn Edmund, Recording Secretary