

Question I (America's Presidents Speak bulletin board) (48 points)

- Lemon Test-secular purpose for posting speeches-curriculum-learn about speeches------(5) _____
- effect-advance nor inhibit-students pick/notice God mentions; MM highlights, coercion?(6) _____
- entanglement-no entanglement because no religious institution involved------(2) _____
- endorsement test - knowledgeable reasonable objective observer applied to facts------(6) _____
- MM's 1st A Rts-official duty speech-Garcetti and not protected?, school sponsored?------(6) _____
- public concern-Pickering/Connick-can curricular speech be pub concern? concerns gov't(5) _____
- if pub concern- apply Pickering/Connick balancing test to facts------(5) _____
- public forum-bulletin bd-viewpt discrim, but put there by teacher-not created by school--(6) _____
- imprimatur of school/control over content of curriculum classrm displays by principal----(4) _____
- Miscellaneous _____ (3) _____

Question II (God Belongs in School t-shirt and Talent Show rap song) (40 points)

- T-shirts worn to school-Tinker personal expression/pol sp(not Hazelwood/Fraser/Morse)(5) _____
- Application of material disruption test to facts - congestion, classroom reaction------(6) _____
- ban future wearing-reasonable forecast of disruption or wait till wear/see if disruption----(2) _____
- Talent show-school-sponsored expressive activity-Hazelwood - auditorium, \$ for school(6) _____
- Reasonable pedagogic objective test applied to facts to ban song------(6) _____
- Talent Show-designated limited public forum - viewpoint discrimination------(6) _____
- Fraser - lewd and vulgar lyrics - values of civility - as applied to rap song------(6) _____
- Miscellaneous _____ (3) _____

Question III (curricular and extracurricular cutbacks) (28 points)

- rt to the privilege of education-educ as a fundamental right under state const------(4) _____
- guard and maintain right-argue cutbacks in curriculum don't maintain rt to educ----- (3) _____
- uniform/efficient-cutbacks-dif effects in dif districts; some still provide arts/athletics--(3) _____
- uniform/efficient- dif education depending on ability to pay(like school finance cases)--(3) _____
- adequate-argue educ isn't adequate if it lacks arts educ and extracurricular activities----(4) _____
- gloss language should be interpreted by cts not leg to create min level of ed quality----(2) _____
- free-charge for music, dance, drama, journalism, athletics, etc. violates free educ------(4) _____
- equal educat'l opportunities-not equal if ability to participate depends on ability to pay-(3) _____
- Miscellaneous _____ (2) _____

Question IV (locker search and suspension) (28 points)

- T.L.O. test - search justified at inception; as conducted reasonably related in scope------(3) _____
- prong 1 - reasonable grounds - anonymous tip, but validated by locker number info------(4) _____
- prong 2-reasonably related to objs, not excessively intrusive-limited privacy in locker---(4) _____
- Procedural D.P. - Goss - liberty right to reputation/property right to education------(3) _____
- Mathews factors-private interest, risk of error, value of extra procedures, as applied------(3) _____
- explained charges against her and evidence against her (she witnessed finding drugs)----(3) _____
- opportunity to respond to charges - didn't find explanation credible, no proof------(3) _____
- short term suspension (9 days); no circumstances that require more elaborate procedures(3) _____
- Miscellaneous _____ (2) _____