

April 16, 2004

Susan Tave Zelman, Superintendent of Public Instruction  
Ohio Department of Education  
Ohio Department of Education Building  
25 South Front Street, 7<sup>th</sup> Floor  
Columbus, Ohio 43215-4183

SENT VIA U.S. MAIL

Dear Ms. Zelman:

Pursuant to §149.43 of the Ohio Revised Code, I hereby request copies of any and all documents having to do with the Ohio Board of Education's recent adoption of the "Critical Analysis of Evolution" Lesson Plan ("CAE Plan").

These documents should include, but not be limited to, the following:

- \* Copies of any and all partial and whole drafts of the CAE Plan that preceded the final version of said plan.
- \* Copies of any and all correspondence and documents – including e-mails - from your Department to the whole or individual members of the Ohio State Board of Education regarding the CAE Plan.
- \*. Copies of any and all correspondence and documents – including e-mails - from your Department to the whole or individual members of the Science Academic Content Standards Advisory Committee and Writing Team regarding the CAE Plan.
- \* Copies of any and all correspondence and documents – including e-mails - between the Ohio Department of Education and any and all representatives of the following organizations: Ohio Citizens for Science, Science Excellence for All Ohioans, the American Family Association of Ohio, National Academy of Science, National Center for Science Education, the Discovery Institute, Access Research Network and National Association for Objectivity in Science.

\* Copies of any and all correspondence and documents – including e-mails – between the Ohio Department of Education and the following individuals: Jonathon Wells, Michael Behe, Michael Denton, Benjamin Wiker, Richard Milton, Melanie Elsey, Daniel Ely, Robert Lattimer, Walter Starkey, Thomas Marshall, Glen Needham, Timothy Seeley and Patrick Young.

\* Copies of any and all documents relating to the selection of members for the Science Academic Content Standards Advisory Committee and Writing Team (“Team”) for the CAE Plan. These documents should include, but not necessarily be limited to, the following:

- \* Any and all documents used to solicit applicants and nominees for the Team.

- \* Any and all documents submitted by all applicants and nominees for the Team.

- \* Any and all documents that reflect what criteria were used to select the members of the Team.

- \* Any and all documents that reflect who had the authority to select members of the Team.

- \* Any and all written recommendations and any other documents generated by the Team with regard to the CAE Plan.

\* Copies of any and all documents relating to the selection of members for the Curriculum Model Writing Team (“CMW Team”) for the CAE Plan. These documents should include, but not necessarily be limited to, the following:

- \* Any and all documents used to solicit applicants and nominees for the CMW Team.

- \* Any and all documents submitted by all applicants and nominees for the CMW Team.

- \* Any and all documents that reflect what criteria were used to select the members of the CMW Team.

- \* Any and all documents that reflect who had the authority to select members of the CMW Team.

- \* Any and all written recommendations and any other documents generated by the CMW Team with regard to the CAE Plan.

I understand that I responsible for the costs of copying and shipping these documents. An invoice can be sent along with the documents or you may bill me in advance.

If there are any questions pertaining to this request, please contact me using the contact information provided.

I look forward to receiving these documents at your earliest convenience.

Sincerely,

Gary Daniels  
Litigation Coordinator