

State of West Virginia\_  
County of Nicholas to wit:

The Nicholas County Board of Education of the County of Nicholas, West Virginia met in a special session on Wednesday, April 12, 2017, beginning at 7:00 p.m. The meeting was held at the Nicholas County Board of Education Office, 400 Old Main Drive, Summersville, WV 26651. The purpose of the meeting was to discuss pending litigation.

**Educating and Preparing Students for Success After High School**

Present for the meeting were:

Dr. Gus Penix, President  
Mr. Fred Amick, Vice-President  
Mr. Phil Berry, Member  
Mr. Darrell White, Member  
Mr. A.J. Rogers, Member

Dr. Donna Burge-Tetrick, Superintendent

1. Call to Order along with a moment of silent reflection:  
The meeting was called to order by Board President, Dr. Gus Penix.
2. Discussion:
  - a. Pending Litigation:

\*started at 7:03 p.m. Upon motion from Mr. Fred Amick, second by Mr. Phil Berry, the board unanimously consented to close the regular session and go into executive session as indicated under Item 1, as per the School Laws of WV§ 6-9A-B-12, "To discuss any matter which, by express provision of federal law or state statute or rule of court is rendered confidential, or which is not considered a public record within the meaning of the freedom of information act as set forth in article one, chapter twenty-nine-b of this code".

Present for the meeting were:

Dr. Gus Penix, President  
Mr. Fred Amick, Vice-President  
Mr. Phil Berry, Member  
Mr. Darrell White, Member  
Mr. A.J. Rogers, Member

Dr. Donna Burge-Tetrick, Superintendent

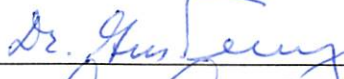
Rebecca Tinder, of Bowles Rice Law Firm

Mr. Phil Berry moved to close the executive session and return to regular session. The motion was seconded Mr. Darrell White, and carried unanimously. \*ended at 8:02 p.m.

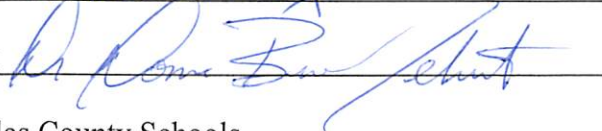
3. Adjournment:

Upon motion by, Mr. A.J. Rogers, seconded by Mr. Darrell White, the board unanimously consented to adjourn this special meeting of the Nicholas County Board of Education. The meeting adjourned at 8:04 p.m. The next meeting will be a regular meeting which will be held on Tuesday, April 18, 2017, beginning at 7:00 p.m. for the purpose of conducting routine business. The meeting will be held at the Nicholas County Board of Education, 400 Old Main Drive, Summersville, WV 26651.

Dr. Gus Penix, President NCBOE



Dr. Donna Burge-Tetrick, Superintendent



Kim Belletto, Recording Secretary Nicholas County Schools

An executive session could be called for Item 1, or 2, as per the School Laws of WV 6-9A-4-9. \*