

## Draft Document for Mandatory Removal

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To: Principal Smith  
Re: Mandatory Removal

Today, during 4th period I returned six-weeks projects to my Economics students. To receive credit for the project, a student had to research the banana trade war between the United States and the European Union, review a minimum of five articles about the conflict, accurately summarize the key elements of the conflict in a no more than five-sentence paragraph, and then write a two-page paper about a key issue in the conflict. Joe/Jane did not read the requisite number of articles, failed to accurately summarize the conflict and wrote three short paragraphs about unilateral trade sanctions. Joe/Jane earned a "D" on the project and as a result failed the six-weeks period. Joe/Jane came up to me after class and said that my car would die if I did not change the "F" to a "C" so that Joe/Jane could continue to participate in sports.

According to Section 36.06 of the Texas Penal Code, a person commits the offense of retaliation if the person "intentionally or knowingly harms or threatens to harm another by an unlawful act in retaliation for or on account of the service or status of another as a public servant.

Section 37.006(b) of the Texas Education Code says:

A student shall be removed from class and placed in an alternative education program under Section 37.008 if the student engages in conduct that contains the elements of the offense of retaliation under Section 36.06, Penal Code, against any school employee.

By law, I must remove Joe/Jane from my class so that Joe/Jane can be placed in the alternative education program.

In addition, pursuant to TEC Section 37.002(d), I do not want Joe/Jane returned to my class.

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Signature Date