Exhibit 3 to Settlement Agreement

Civil Action No. 1:21-cv-00997 (CJN)

Exhibit 3

COMPENSATORY EDUCATION FOR CLASS MEMBERS

Example Calculations for Three Students for the February 1, 2022 to September 30, 2022 Time Period

Compensatory education awards from February 1, 2022, to the Effective Date shall be calculated as follows.

$$Award = 0.40\left((Days * 6) - (TF + (NTF \quad * 0.50))\right)$$

Award =	Number of Compensatory Education Hours to which the student is entitled pursuant to the Settlement Agreement
Days =	Total Number of School Days for Period
TF =	Hours of Teacher-Facing Instruction
NTF =	Hours of Non-Teacher Facing Instruction

A. Example for Student 1:[1]

Inputs:

- Total Days = 122
- Reported Teacher-Facing Hours for Period = 444
- Reported Non-Teacher-Facing Hours for Period = 201

Calculation:

- $Award = 0.40\left((122 * 6) - (444 + (201 * 0.50))\right)$
- $Award = 0.40\left(732 - (444 + 100.5)\right)$
- $Award = 0.40\ (732 - 544.5)$
- $Award = 0.40\ (187.5)$
- *Award* = 75 hours

[1] The data for each example calculation is set forth in the spreadsheet below which is pulled from the monthly summary charts submitted by Defendants (*see, e.g.*, ECF No. 107-1). In those charts, Defendants have reported hours in a column entitled, "Total Hours of Live Specialized Instruction/General Education: Hours Received by Week (Teacher-Facing Hours in Parentheses for Students Who Spent Any Portion of the Week Outside the CTF Classroom Unit)." Therefore, hours reported without any corresponding hours in parentheses indicate that the entirety of those hours were Teacher-Facing Instruction.

B. Example for Student 2:

Inputs:

- Total Days = 122
- Reported Teacher-Facing Hours for Period = 453.5
- Reported Non-Teacher-Facing Hours for Period = 178

Calculation:

- $Award = 0.40\left((122 * 6) - (453.5 + (178 * 0.50))\right)$
- $Award = 0.40\left(732 - (453.5 + 89)\right)$
- $Award = 0.40\ (732 - 542.5)$
- $Award = 0.40\ (189.5)$
- *Award* = 75.8 hours

C. Example for Student 3:

Inputs:

- Total Days = 122
- Reported Teacher-Facing Hours for Period = 547
- Reported Non-Teacher-Facing Hours for Period = 59

Calculation:

- $Award = 0.40\left((122 * 6) - (547 + (59 * 0.50))\right)$
- $Award = 0.40\left(732 - (547 + 29.5)\right)$
- $Award = 0.40\ (732 - 576.5)$
- $Award = 0.40\ (155.5)$
- Award = 62.2 hours

Student		Student 1			Student 2			Student 3		
Week	School Days	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing
Feb. 1-4	5	16(8)	8	8	16(8)	8	8	16(8)	8	8
Feb. 7-11	5	20(10)	10	10	20(10)	10	10	22(14)	14	8
Feb. 14-18	5	28(26)	26	2	20(10)	10	10	30	30	0
Feb. 21-25	0		0	0		0	0		0	0
Feb. 28	1	6	6	0	6(5.5)	5.5	0.5	6	6	0
Mar. 1-4	4	15(3)	3	12	15(12)	12	3	24	24	0
Mar. 7-11	5	25(5)	5	20	25(20)	20	5	30	30	0
Mar. 14-18	5	18(4)	4	14	18(14)	14	4	24	24	0

Student		Student 1			Student 2			Student 3		
Week	School Days	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing
Mar. 21-25	5	30	30	0	30(25)	25	5	30	30	0
Mar. 28-31	4	24	24	0	24(20)	20	4	24	24	0
Apr. 1	1	6	6	0	5(4)	4	1	6	6	0
Apr. 4-7	4	21	21	0	17(14)	14	3	21	21	0
Apr. 11-15	0	Break	0	0	Break	0	0	Break	0	0
Apr. 18-22	0	PARCC	0	0	PARCC	0	0	PARCC	0	0
Apr. 25-29	0	PARCC	0	0	PARCC	0	0	PARCC	0	0
May 2-6	5	30(22.5)	22.5	7.5	30(20)	20	10	25(5)	5	20
May 9-13	5	27(20)	20	7	27(18)	18	9	26(22)	22	4
May 16-20	5	24(18)	18	6	24(16)	16	8	24	24	0
May 23-27	5	28(20.5)	20.5	7.5	30(20.5)	20.5	9.5	28	28	0
May 30-31	2	6(4.5)	4.5	1.5	6(4.5)	4.5	1.5	6	6	0
June 1-3	3	18(13.5)	13.5	4.5	18(12)	12	6	18	18	0
June 6-10	5	30(20)	20	10	30(22.5)	22.5	7.5	30	30	0
June 13-17	5	24(16)	16	8	24(18)	18	6	24	24	0
June 20-24	0	Break	0	0	Break	0	0	Break	0	0
June 27-30	0	Break	0	0	Break	0	0	Break	0	0
July 5-8	4	21(14)	14	7	18.5(13.5)	13.5	5	21	21	0
July 11-15	5	30(20)	20	10	30(22.5)	22.5	7.5	30	30	0
July 18-22	5	30(20)	20	10	30(22.5)	22.5	7.5	30	30	0
July 25-29	5	27(18)	18	9	27(20)	20	7	27	27	0
Aug. 1-5	5	27(18)	18	9	27(20)	20	7	27	27	0

Student		Student 1			Student 2			Student 3		
Week	School Days	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing	District's Chart/Total	Teacher-Facing	Non-Teacher-Facing
Aug. 8-12	0	Break	0	0	Break	0	0	Break	0	0
Aug. 15-19	0	Break	0	0	Break	0	0	Break	0	0
Aug. 22-26	0	Break	0	0	Break	0	0	Break	0	0
Aug. 29-31	0	Break	0	0	Break	0	0	Break	0	0
Sept. 6-9	4	24(16)	16	8	24(18)	18	6	12(8)	8	4
Sept. 12-16	5	30(20)	20	10	30(22.5)	22.5	7.5	15(10)	10	5
Sept. 19-23	5	30(20)	20	10	30(20.5)	20.5	9.5	15(10)	10	5
Sept. 26-30	5	30(20)	20	10	30(20)	20	10	15(10)	10	5
Totals	**122**	645	**444**	**201**	632	**453.5**	**178**	606	**547**	**59**