Riverside Academy
Thursday, June 11, 2026
at 3:00 p.m.

Location:
Banyan High School
6871 Steger Drive
Cincinnati, OH 45237

Agenda

Welcome and formal commencement of meeting

Approval of Agenda

Public Comment (limited to 3 minutes)

Board Meeting Attendance Expectations

New Business

Discussion of New Board Member
Director Elections
*Proposed Resolutions
*Sponsor Report
*Minutes from May 14, 2026 Board Meeting
*Financial Statements
*State of School Report
i. Semi-Annual Report on Verified Incidents of Harassment, Intimidation and Bullying
ii. Preliminary State Test and iReady Results
iii. Marketing Task Force Report
*2026-2027 Board Meeting Calendar
Annual Verification of Student Residency
*Online Day Plan
*Legal Update

Action Items

Old Business

Executive Session (if necessary)

Adjourn

Next Scheduled Board Meeting Date: **TBD**

*indicates that materials are included

Riverside Academy

Resolutions

***Proposed* as of June 11, 2026**

Agenda

RESOLVED, that the Board of Directors approves the agenda subject to any amendment by the Board of Directors during the meeting.

Director Election

RESOLVED, that the Board of Directors reelects Reginald Brazzile to the Board of Directors for a term ending September 1, 2029 or until his successor is duly elected and qualified.

Sponsor's Report

RESOLVED, that the Board of Directors accepts the Sponsor's Report as presented.

Minutes

RESOLVED, that the Board of Directors approves and adopts the May 14, 2026 Board meeting minutes as presented.

Financial Statements

RESOLVED, that the Board of Directors accepts the financial statements as presented.

State of the School Report

RESOLVED, that the Board of Directors accepts the State of School Report as presented.

RESOLVED, that the Board of Directors accepts the Semi-Annual Report on Verified Incidents of Harassment, Intimidation and Bullying, as presented.

2026-2027 Board Meeting Calendar

RESOLVED, that the Board of Directors approves the 2026-2027 Board Meeting Calendar as presented.

Annual Verification of Student Residency

WHEREAS, Ohio law requires the School to collect proof of student residency upon initial enrollment as well as verification of residency on an annual basis; and

WHEREAS, the Operator confirms that it has completed the annual residency verification process and confirmed that acceptable proof of residency is on file at the School for each student;

NOW THEREFORE BE IT RESOLVED, that the Board of Directors instructs the Operator to verify to the Ohio Department of Education and Workforce the school district in which each student enrolled in the School is entitled to attend.

Online Day Plan

WHEREAS, the Board of Directors is required to annually adopt a plan to provide instruction via online delivery to make up hours in the school year for which it is necessary to temporarily close school for any of the reasons specified in Section 3313.482 of the Revised Code;

NOW THEREFORE BE IT RESOLVED, that the Board of Directors approves and adopts the Online Day Plan as presented.

OCCS BOARD BRIEF *June 2026*
Riverside Academy

Regional Representative's Report:

- Congratulations to the staff and students on the completion of another school year! Thank you to all the staff, board members and management personnel who have helped to ensure all compliance items were submitted this year.
- During summer break we will begin verifying requirements for annual assurances, which include inspections, verification of enrollment, and required number of board members, to ensure the school is ready to welcome kids back in August. Riverside is due for a health inspection this month.
- The contract contains the following board specific goals that will be reported on the Progress Report for 2025-2026 and are due by June 30th.
    - During each year of the contract, the school shall offer at least five family connection events and as measured with sign-in sheets, will have a minimum of 85% participation rate at each event. The school will forward evidence of participation rates to the sponsor by June 30 of each year.
    - During each year of the contract, the governing authority shall conduct a self-evaluation to determine its overall effectiveness as a governing body, and by June 30 of each year, the results of the review will be sent to the sponsor. The three key measurements are board development, development of long-term board goals, and board engagement.

COMPLIANCE AND TECHNICAL ASSISTANCE

Cybersecurity Program

As a reminder, the Auditor of State (AOS) and the Office of Community Schools communicated earlier this year that the state law requiring political subdivisions to adopt a cybersecurity program and report cybersecurity and ransomware incidents applies to community schools.

- School governing boards have until **July 1st** to adopt a cybersecurity program that safeguards the school's data, information technology, and information technology resources.
- Click here to access the AOS bulletin and here for additional information.

If you have not already done so, OCCS strongly encourages consultation with legal counsel regarding this compliance item. **This policy was approved in May.**

Calamity Day Plans

As a reminder, state law requires that by **August 1** of each year, governing boards of brick-and-mortar schools adopt a calamity day plan to provide online instruction to make up hours when it is necessary to close the school for:

- Disease Epidemic
- Hazardous Weather Conditions
- Law Enforcement Emergencies
- Inoperability of school buses or other equipment necessary to the school's operation.

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- Damage to the school building, or other temporary circumstances due to utility failure, rendering the building unfit for use.

The plan may be used to make up the equivalent of up to three school days. They cannot be used as a hybrid; the school must be physically closed. Plans do not need to be submitted to ODEW.

Artificial Intelligence Model Policy and Resources

As a reminder, state law requires schools to adopt an AI policy by July 1, 2026. Schools may adopt the newly released model policy as written or customize to meet their needs. **This policy was approved in March.**

- The model policy addresses appropriate use of AI by students and staff, promotes ethical practices and academic integrity, and sets standards for data privacy and security. The policy also provides guidance for integrating AI into curriculum, evaluating third-party tools, and aligning with existing policies on bullying, academic integrity, and procurement.
- Additionally, a new package of resources is available to help teachers build AI skills across subjects in alignment with Ohio's Computer Science and Technology Standards. The resources were designed to offer practical tips for using AI across subject areas, while promoting digital citizenship, critical thinking, and ethics.
- Content integration resources are also available for English language arts, mathematics, science, social studies, fine arts, financial literacy, physical education, and world languages and cultures.

LEGISLATION

Senate Bill 127 – Community School Closure

In February 2025, Senate Bill 127 was introduced to revise Ohio's community school closure laws. Since its introduction, the bill has undergone several hearings and significant amendments. Given the evolving nature of the legislation and its potential impact on community schools, we felt it was important to provide an updated summary. Under the current version of the bill, a community school would be subject to mandatory closure if, for the three most recent school years, it meets all of the following criteria:

- Serves at least one grade level above third grade;
- Ranks in the bottom 5% of all rated school buildings statewide based on its Performance Index score; and
- Ranks in the bottom 60% statewide based on its Effect Size under the Value-Added Progress dimension.

According to analyses presented during legislative hearings, the proposed framework would identify approximately 25 community schools for closure, compared with 14 under current law. Data from the Ohio Department of Education and Workforce indicate that some schools earning 3- and 4-Star Value-Added ratings could still be identified for closure under the bill due to their relative statewide ranking on the Effect Size measure. The bill remains under consideration by the Senate Education Committee and may continue to be amended as the legislative process moves forward.

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FISCAL

Financial Forecasts Due to OCCS by August 14, 2026

The Ohio state operating budget (House Bill 96) revised community school financial forecast requirements beginning with Fiscal Year 2026. Schools will now submit a four-year forecast consisting of the current fiscal year budget and projections for the following three fiscal years, rather than the previous five-year format. Forecasts will continue to include three years of historical financial data. Forecast submissions are now due twice annually to the Department of Education and Workforce — by August 31 and the last day of February.

As boards prepare summer meeting schedules, schools should plan accordingly to ensure timely board approval of the August forecast submission. **OCCS will require finalized forecasts by August 14 to allow adequate review time prior to the state deadline.** The financial forecast remains an important tool for evaluating long-term fiscal sustainability, identifying potential financial risks, and supporting proactive planning for enrollment, staffing, and operational decisions.

ASSESSMENT

End-of-School-Year Data Validation to Ensure Accurate Local Report Cards

To ensure the accuracy of the 2025-2026 report cards, it is imperative that school administrative staff review and approve them as soon as possible.

- The Ohio Revised Code and the Ohio Administrative Code require districts to report data to EMIS and to verify and approve all EMIS data.
- All data should be reviewed and verified before the close of the Emis data collection, which is typically in mid-July.

What is your school's plan to review and approve report card data over the summer?

Report Student Results for Ohio's State Tests to Families by June 30

Ohio law requires districts, community schools, STEM schools, and chartered nonpublic schools to report the results of Ohio's State Tests to students' parents or guardians no later than June 30 of each year. Results may be sent via mail, electronic mail, or by posting the scores to a secure portal on the district or school's website that families can access.

What is your school's plan to distribute student test results?

2026-2027 Testing Dates

Kindergarten Readiness Assessments (KRA)

Kindergarten Readiness Assessment (KRA) testing Window: Not earlier than July 1 and not later than the twentieth day of instruction.

- The KReady system will be open July 1 - November 1.
- November 1 is the deadline for teachers to enter data.

State Required Diagnostics for Kindergarten: The Language and Literacy portion of the KRA may be used to fulfill the KG Reading Diagnostic Requirement.

- If the KRA Language and Literacy portion is used as the reading diagnostic, it must be completed by day 20 of instruction.
- If the state diagnostic or vendor assessment is used, it must be completed by September 30. The Language and Literacy portion of the KRA still must be completed by day 20 of instruction.

Grades 1-3: must be completed by September 30.

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Fall 2026 Test Administration windows

Fall Grade 3 English language arts: October 19 - November 6, 2026

- Five consecutive school days, including makeup
- Results available for Districts:
    - Online: December 8, 2026
    - Paper: December 21, 2026
    - Late: December 30, 2026
- Printed family reports for Grade 3 English language arts are due in districts on January 20, 2027.

Spring 2027 Test Administration Windows

Spring English language arts: March 29-April 30, 2027

- 15 consecutive school days, including makeup

Spring math/science/social studies: April 5-May 14, 2027

- 15 consecutive school days, including makeup

Results available for Districts:

- Online Math/Science/Social Studies: May 18, 2027
- Online ELA: May 26, 2027
- Paper Grade 3 ELA: June 15, 2027
- Remaining paper: June 28, 2027

Family notification

- June 30, 2027
- Printed family reports for spring OST testing are due in districts on July 21, 2027.

Summer 2027 Test Administration Windows

Summer Grade 3 English language arts: June 28 - July 2, 2027

Results available for Districts:

- Online: August 5, 2027
- Paper: August 16, 2027
- Late: August 23, 2027

Printed family reports for summer OST testing are due in districts on September 14, 2027.

Ohio English Language Proficiency Tests:

Ohio English Language Proficiency Screener (OELPS) Test Administration Windows:

- OELPS: August 4, 2026 - June 30, 2027
- OELPS for the Beginning of Kindergarten (OELPS-BK):
    - August 4 – December 31, 2026 (for kindergarten students screened on or before December 31, 2026, of the school year 2026-2027)
    - June 1 - 30, 2027 (early window for students beginning kindergarten in school year 2027-2028; not for students enrolled in preschool May through summer)
- OELPS for Kindergarten (OELPS-K): January 1 - June 30, 2027 (for kindergarten students screened on or after January 1, 2026, of the school year 2026-2027)

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- Results available for Districts: Within 2-3 hours after submitting the OELPS and scoring any responses in the Teacher Assessment Scoring Center (TASC).

Ohio English Language Proficiency Assessment (OELPA) test Administration Window:

- February 1 - March 26, 2027

Alternate Ohio English Language Proficiency Assessment (Alt-OELPA)

- Test Administration Window: February 1 - March 26, 2027

Alternate Assessment for Students with the Most Significant Cognitive Disabilities (AASCD)

- Test Administration Window: February 22-April 16, 2027
- Results available for Districts: immediately after test submission

UPCOMING EVENTS

Ohio Council of Community Schools Annual Convocation 2026

The OCCS Annual Convocation will be held on Thursday, August 6, 2026, at the Renaissance Columbus Westerville Polaris Hotel. We are excited to announce Kim Strobel, *Motivational Speaker, Happiness Coach, and Dynamic Powerhouse*, as our keynote speaker.

This year's theme is "The Science of Possibilities."

OCCS Teacher of the Year Award

We are thrilled to announce the 2nd annual OCCS Teacher of the Year award, an initiative that recognizes the exceptional educators in our community who go above and beyond to inspire, challenge, and support our students.

This prestigious award will honor an outstanding educator who has demonstrated:

- Excellence in teaching
- Innovation in the classroom
- A deep commitment to student success
- Positive contributions to the school and community

The winner of this esteemed award will be recognized at the OCCS Convocation in August. Additionally, the winner will receive:

- A professional development prize package of $1,000
- A commemorative plaque to honor their dedication
- A feature in the OCCS newsletter and social media platforms

Nominations can be submitted here. The application deadline is June 30.

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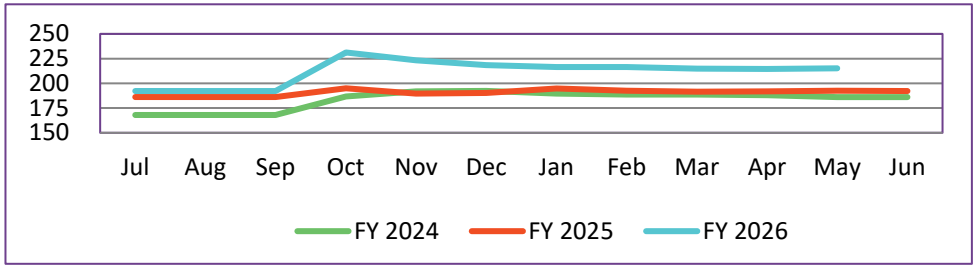
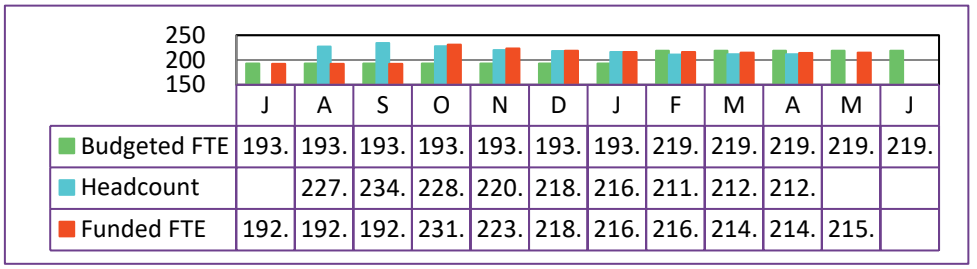
Riverside Academy
OCCS Enrollment and Financial Review Report for April 2026

ENROLLMENT

ADM Trends



ADM and Headcount



	J	A	S	O	N	D	J	F	M	A	M	J
Budgeted FTE	193.	193.	193.	193.	193.	193.	193.	219.	219.	219.	219.	219.
Headcount		227.	234.	228.	220.	218.	216.	211.	212.	212.		
Funded FTE	192.	192.	192.	231.	223.	218.	216.	216.	214.	214.	215.	

BUDGET TO ACTUAL

April completes 83% of the fiscal year

	FY26 Budget	FY26 YTD	YTD Actual as % of Budget	YTD Expenses as % of Rev.
Revenues	$ 3,001,666	$ 2,535,869	84%	
Expenses	$ 2,999,166	$ 2,574,894	86%	102%
Net Income	$ 2,500	$ (39,025)		
Total Margin	**0.1%**	**-1.5%**		

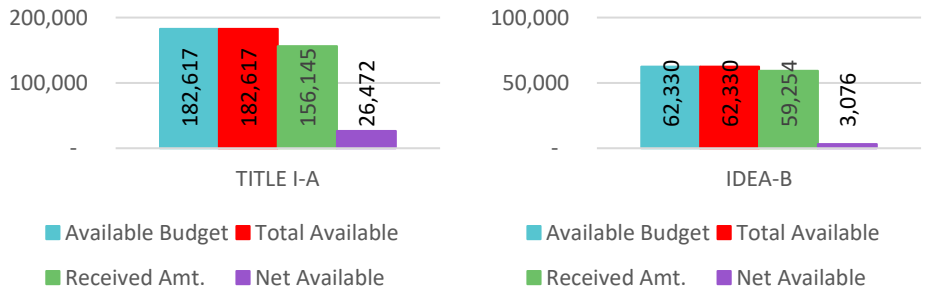
Budget revised with February 2026 Forecast.

COMMUNITY SCHOOL FORECASTS

After governing authority approval, please submit the Community School Forecast to Diane Russell at diane@ohioschools.org by Friday, August 14th. OCCS will then review and submit it to the Ohio Department of Education and Workforce.

FEDERAL FUNDS

Sponsor pulled data report from CCIP for FY2026 on: 05/07/2026



CONTRACT FISCAL COMPLIANCE

Riverside Academy is meeting (and has consistently met) all five of the OCCS Fiscal Standards.

The school's enrollment increased by over 10% this year. Thank you to everyone who contributed to this achievement.

MEETING MINUTES OF THE BOARD OF DIRECTORS OF RIVERSIDE ACADEMY HELD ON MAY 14, 2026

Directors Attending: Reginald Brazzile, Takia Johnson, Derrick Gentry, Catherine Guerrero and Linda Ubeku

Guests: Wendy Rowland, Jamie Brady and Arthur L. Clements III, and via Zoom, Bishop Ennis Tait, Jason McMillin and Leah Donley

The meeting was called to order at 3:03 p.m. and following introductions, there was no public comment. The Board discussed the potential election of a new Board Member. Ms. Guerrero will be providing contact information to Mr. Cooper for a prospective new Board Member whose first name is Patience. There followed a discussion about the departure of Ricardo Thompson, who automatically left the Board after missing a number of consecutive meetings. In response to a question from Ms. Rowland about whether anybody had contacted Mr. Thompson, Bishop Tait responded that he had left a message for Mr. Thompson but had not heard back.

There were no changes to the Agenda. Thereafter, upon a motion duly made by Mr. Gentry and seconded by Ms. Guerrero, the Board of Directors unanimously passed the following resolution:

26-32 RESOLVED, that the Board of Directors approves the agenda subject to any amendment by the Board of Directors during the meeting.

Ms. Rowland presented the Sponsor's Report and asked that the circumstances surrounding the departure of Mr. Thompson be included in the minutes.

Ms. Rowland reported that the School successfully uploaded all but two if its compliance items. The School did not complete Vision and Hearing Screenings by the November 1st deadline. Additionally, various Board goals had not been uploaded on time. She mentioned that Teacher Appreciation Week was coming up and that the results of the Board's Semi-Annual Report on Verified Acts of Harassment, Intimidation and Bullying needed to be uploaded to the School's website. In response to a question from Mr. Brazzile about the details, Ms. Rowland responded that only the numbers of verified acts needed to be posted on the website, not any information about the incidents. She mentioned some proposed legislation that would require radon testing in schools and noted that the results from the Ohio State Test in Math and Science were available, and that the ELA results would be available on May 20th. OCCS will be holding its annual Convocation on August 6th. There were no questions. Thereafter, upon a motion duly made by Mr. Gentry and seconded by Mr. Brazzile, the Board of Directors unanimously passed the following resolution:

26-33 RESOLVED, that the Board of Directors accepts the Sponsor's Report as presented.

There were no changes to the minutes from the previous meeting. Thereafter, upon a motion duly made by Ms. Johnson and seconded by Ms. Ubeku, the Board of Directors unanimously passed the following resolution:

26-34 RESOLVED, that the Board of Directors approves and adopts the April 9, 2026 Board meeting minutes as presented.

Mr. McMillin presented the Financial Statements through April 30th, 2026. The School was paid on 214 FTEs and was within about $1,000 of breaking even for the month of April. Year to date the School has a loss of approximately $39,000. The School's Cash Balance is approximately $279,000. The School is spending its Federal Funds and any carryover funds will be within the 10% limit. The School's audit has been released by the Auditor of State's Office and is available on the their website. It was a clean audit and there were no findings.

It was agreed that Mr. McMillin would report consecutively on the 2026-27 Budget, the Three Year Forecast, the Community School Budget and the IRS Form 990 Tax Return.

Mr. McMillin explained that the 2026-27 Budget was based upon a projected enrollment of 241 FTEs. This will result in a break even Budget for FY2027. The projected enrollment represents an increase over FY2026. The Three Year Forecast is updated twice each year and can be adjusted based upon any fluctuations in enrollment next year. The 2027 Budget and the Three Year Forecast both show the School with positive cash balances at the end of each year.

Mr. McMillin then reviewed the Community School Budget, which represents only the projected expenses for the 2026-2027 Fiscal Year.

Mr. McMillin then discussed the IRS Form 990 Tax Return. The Return is informational and no tax is due. Nonprofit organizations are required to file them and the initial due date is November 15th each year. However, Mr. McMillin's office takes an extension until May 15th so that the Tax Return can be submitted using the audited financial statements, which are usually completed before the May 15th deadline. There were no questions. Thereafter, upon a motion duly made by Mr. Gentry and seconded by Ms. Guerrero, the Board of Directors unanimously passed the following resolutions:

26-35 RESOLVED, that the Board of Directors accepts the financial statements as presented.

26-36 RESOLVED, that the Board of Directors approves the 2026-2027 Budget as presented.

26-37 RESOLVED, that the Board of Directors approves the August Submission of the 2026-2027 Three Year Forecast as presented and authorizes its Treasurer to file it as presented or with any subsequent revisions required by the State of Ohio or the Department of Education and Workforce and approved by the Board President.

26-38 RESOLVED, that the Board of Directors approves the 2026-2027 Community School Budget and authorizes its Treasurer to file it as presented or with any subsequent revisions required by the State of Ohio or the Department of Education and Workforce and approved by the Board President.

26-39 RESOLVED, that the Board of Directors has reviewed the 990 tax return and authorizes it to be filed.

Ms. Donley presented the State of the School Report and reported that current enrollment is 211 students, but the goal for next year is to enroll 250 students. Reenrollment has started and based on the projected enrollment for new students entering the School, she expects to reach the 250 enrollment goal.

The Ohio State Test results will be back by May 20th and she expects to report to the Board on the iReady and OST results at the June Board meeting. Attendance in April increased to 82%. A Special Education Aide left the School's employment in April. The School hired a middle school English Language Arts teacher.

There followed an extensive discussion about a proposed billboard to be displayed to assist with the School's marketing efforts. Ms. Donley projected on the screen potential locations for the billboard and the neighborhoods surrounding the School. In response to a question from Bishop Tait about where most of the School's students reside, Ms. Donley stated that most live on the West Side or in the Price Hill neighborhood. Bishop Tait then asked about other activities that were planned to engage the community over the summer in an attempt to boost enrollment. It was suggested that these activities be planned for the area near where the billboard will be located. There was further discussion about the billboard content, including the pictures of current students, and including a QR code with a link to a video promoting the School. Bishop Tait asked who on the Board would be willing to serve on a Task Force to identify the best location for the billboard and to discuss with Accel what other marketing plans and activities would take place during the summer. Volunteers included Ms. Ubeku, Mr. Brazzile and Ms. Guerrero. Ms. Guerrero suggested that any billboard be bilingual. Ms. Donley agreed to contact the Accel Marketing Director and a Zoom meeting was scheduled for Thursday, May 21st at 4:00 p.m. to be organized by Mr. Cooper's office. Mr. Clements pointed out that including Bishop Tait, the members of the Task Force would comprise a quorum and would need to be reduced by one to avoid having to publish notice of the Task Force Meeting.

Thereafter, upon a motion duly made by Mr. Gentry and seconded by Ms. Guerrero, the Board of Directors unanimously passed the following resolution:

26-40 RESOLVED, that the Board of Directors establishes a Marketing Task Force to be led by Bishop Tait who will appoint two more members to meet with Leah Donley and Accel's Marketing Director to establish the best location for a billboard and to agree upon additional marketing activities to be conducted during the summer of 2026.

Ms. Donley reviewed the School Calendar with the Board. The Calendar significantly exceeds the minimum instructional hours required by the Charter. School will open on August 13th. New staff will arrive on July 30th and returning staff will arrive on August 3rd for professional development.

Ms. Donley reviewed the Special Education Funds Spending Plan and noted that all of the IDEA Funds were for instruction. There were no questions.

The annual resolution opting out of the Federal School Lunch Program for the summer was explained and reviewed. Ms. Donley explained that breakfast and lunch would be provided to summer school students out of the General Fund and that the complexity of the Federal School Lunch Program made it impossible to use over the summer for economic reasons.

Mr. Clements reviewed with the Board the Artificial Intelligence Policy, the Foster Care Support Policy and the Cybersecurity Policy. There were no questions. Thereafter, upon a motion duly made by Mr. Gentry and seconded by Ms. Ubeku, the Board of Directors unanimously passed the following resolutions:

26-41 RESOLVED, that the Board of Directors accepts the State of School Report as presented.

26-42 RESOLVED, that the Board of Directors approves the 2026-2027 School Calendar, including the start and end times, subject to further modification approved by the Board President.

26-43 WHEREAS, a draft of the School's proposed 2026-2027 plan for the use of federal special education funds and a notice seeking public comment on the proposed plan was posted on the School's website, and the opportunity for public comment was provided during the May 2026 meeting of the Board of Directors; and

WHEREAS, any public comment was considered in finalizing the planned use of these funds.

NOW THEREFORE BE IT RESOLVED, that the Board of Directors approves the proposed use regarding certain funds related to special education and authorizes expenditures substantially in accordance therewith.

26-44 WHEREAS, the Board of Directors is aware of the requirements related to providing school breakfast and lunch programs in connection with summer intervention services; and

WHEREAS, after considering the cost of implementing such programs, the Board has determined that, for financial reasons, the School will forego providing such programs in connection with any summer intervention program.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby directs the Operator to notify parents and related parties of its decision to opt out of these summer food programs pursuant to Ohio Revised Code section 3314.18(C).

26-45 RESOLVED, that the Board of Directors approves the Artificial Intelligence Policy and Foster Care Support Policy as presented.

26-46 WHEREAS, the School is operated by Accel Schools (the "Operator"), which provides centralized information technology, security, and operational services to the School and maintains a standardized, centralized cybersecurity program designed to comply with applicable legal requirements and generally accepted cybersecurity best practices; and

WHEREAS, the Operator's centralized cybersecurity program is intended to be implemented across the School's information systems and technology environment, with appropriate flexibility to account for school-specific operations, systems, and risk profiles.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors adopts the Cybersecurity Policy as presented.

Thereafter, the meeting was adjourned at 4:03 p.m.

_____

Takia Johnson, Secretary
Riverside Academy

MONTHLY FINANCIAL REPORT - MAY 2026
RIVERSIDE COMMUNITY SCHOOL

FINANCIAL POSITION

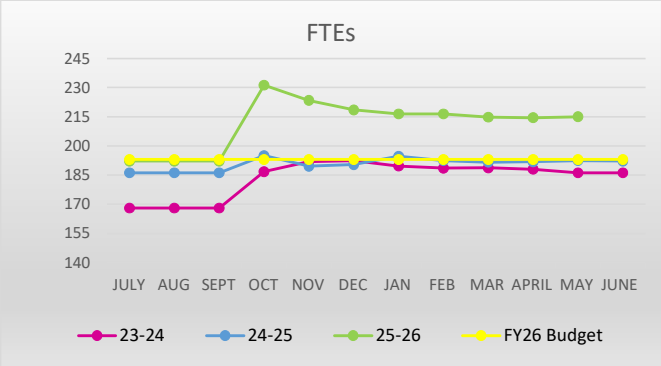
CASH	*$188,087*
CURRENT ASSETS	*$188,087*
ACCT PAYABLE	$3,390
CURRENT LIABILITIES	$75,294
NET POSITION - OPERATING	$113,874

	CURRENT MONTH	YTD	YTD BUDGET
REVENUES	$241,330	$2,777,200	$2,610,479
EXPENSES	$244,619	$2,823,657	$2,656,532
NET INCOME (LOSS)	($3,290)	($46,457)	($46,053)

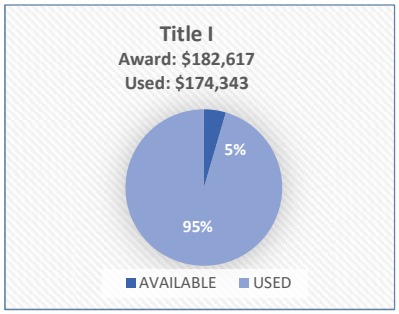
TREASURER'S NOTES

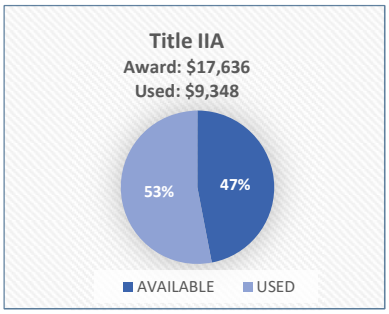
FTE

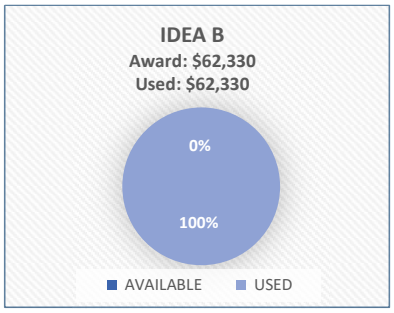
JUNE 30, 2025	**192**
FY26 BUDGET	**193**
JULY	192
AUGUST	192
SEPTEMBER	192
OCTOBER	231
NOVEMBER	223
DECEMBER	219
JANUARY	216
FEBRUARY	216
MARCH	215
APRIL	214
MAY	215

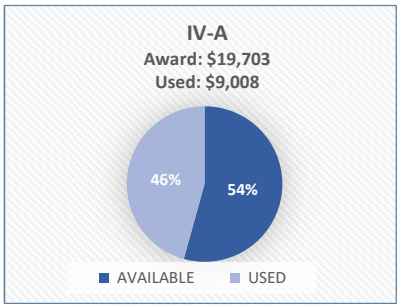


FY26 FEDERAL FUNDING









UPCOMING DUE DATES

Fiscal Year End - 6/30/26

Period H Reporting

Riverside Academy
Statement of Net Position
May 31, 2026

ASSETS

Current Assets			
Cash - Operating	$ 188,087		
Total Current Assets			188,087
Capital Assets, Net	1,081		
Total Capital Assets			1,081
Total Assets		$	189,168

LIABILITIES AND NET POSITION

Current Liabilities			
Accounts Payable	$ 3,390		
Accrued Expenses	71,904		
Accrued Wages & Benefits	0		
Total Current Liabilities			75,294
Net Position			
Net Position - Operating	160,330		
Net Income (Loss)	(46,456)		
Total Net Position			113,874
Total Liabilities & Net Position		$	189,168

Riverside Academy
Income Statement v. Budget
For the Eleven Months Ending May 31, 2026

	Current Month Actual	Current Month Budget	Current Month Variance	Year to Date Actual	Year to Date Budget	Year to Date Variance
Revenues						
State aid	193,078.13	201,025.08	(7,946.95)	2,215,185.90	2,211,275.89	3,910.01
Federal Funding	48,086.52	49,900.33	(1,813.81)	544,973.51	399,202.64	145,770.87
State Casino Distribution	0.00	0.00	0.00	14,308.41	0.00	14,308.41
Miscellaneous Revenue	0.00	0.00	0.00	850.00	0.00	850.00
Interest Income	165.22	0.00	165.22	1,882.15	0.00	1,882.15
Total Revenue	241,329.87	250,925.41	(9,595.54)	2,777,199.97	2,610,478.53	166,721.44
Expenses						
Purchased Service - Grants	21,273.27	49,900.33	(28,627.06)	363,684.87	399,202.64	(35,517.77)
Prof Fees - Mgt. Fees	184,389.61	191,978.95	(7,589.34)	2,129,148.45	2,111,768.47	17,379.98
Professional Fees - Legal	3,390.00	2,173.58	1,216.42	36,527.50	23,909.38	12,618.12
Professional Fees-Sponsor Fees	5,792.34	6,030.75	(238.41)	66,467.98	66,338.26	129.72
Prof Fees - Audit and Acctng	1,875.00	1,875.00	0.00	31,433.00	36,338.00	(4,905.00)
Insurance	0.00	0.00	0.00	6,657.43	11,000.00	(4,342.57)
Office Expense - Travel & Mtgs	0.00	0.00	0.00	109.16	0.00	109.16
Office Expense - Other	0.00	0.00	0.00	465.52	0.00	465.52
Student Support - Food Service	26,813.25	0.00	26,813.25	183,498.88	0.00	183,498.88
Fiscal Charges	85.90	100.00	(14.10)	788.73	1,100.00	(311.27)
School Board Expenses	375.00	625.00	(250.00)	4,250.00	6,875.00	(2,625.00)
Miscellaneous Expense	625.00	0.00	625.00	625.00	0.00	625.00
Total Expenses	244,619.37	252,683.61	(8,064.24)	2,823,656.52	2,656,531.75	167,124.77
Net Income	$ (3,289.50)	$ (1,758.20)	(1,531.30)	$ (46,456.55)	$ (46,053.22)	(403.33)

Riverside Academy
Account Reconciliation
As of May 31, 2026
10-116-0001-001 - Cash - Operating
Bank Statement Date: May 31, 2026

Filter Criteria includes: Report is printed in Detail Format.

Beginning GL Balance				228,366.80
Add: Cash Receipts				
Less: Cash Disbursements				(321,568.95)
Add (Less) Other				229,818.75
Ending GL Balance				136,616.60
Ending Bank Balance				136,725.76
Add back deposits in transi				
Total deposits in transit				
(Less) outstanding checks	Feb 23, 2026	5115	(109.16)	
Total outstanding checks				(109.16)
Add (Less) Other				
Total other				
Unreconciled difference				0.00
Ending GL Balance				136,616.60

Riverside Academy
Account Reconciliation
As of May 31, 2026
10-000-0002-001 - Cash - STAR Ohio
Bank Statement Date: May 31, 2026

Filter Criteria includes: Report is printed in Detail Format.

Beginning GL Balance		51,304.79
Add: Cash Receipts		
Less: Cash Disbursements		
Add (Less) Other		165.22
Ending GL Balance		51,470.01
Ending Bank Balance		51,470.01
Add back deposits in transi		
Total deposits in transit		
(Less) outstanding checks		
Total outstanding checks		
Add (Less) Other		
Total other		
Unreconciled difference		0.00
Ending GL Balance		51,470.01

Riverside Academy
Check Register
For the Period From May 1, 2026 to May 31, 2026

Filter Criteria includes: Report order is by Date.

Check #	Date	Payee	Amount
5124	5/6/26	Treasurer of State of Ohio	806.40
5125	5/6/26	Massa Financial Solutions	1,875.00
5126	5/6/26	Nicola Gudbranson Cooper	3,335.00
5127	5/13/26	Ohio Council of Community Schoo	5,792.34
ACH	5/15/26	Takia Johnson	125.00
ACH	5/15/26	Linda G Ubeku	125.00
ACH	5/15/26	Catherine Guerrero	125.00
ACH	5/15/26	Reginald Brazzile	125.00
ACH	5/15/26	Derrick Gentry	500.00
ACH	5/15/26	Accel Schools	287,486.94
ACH	5/28/26	Accel Schools	21,273.27
Total			**321,568.95**

Riverside Academy
Aged Payables
As of May 31, 2026

Filter Criteria includes: 1) Includes Drop Shipments. Report order is by ID. Report is printed in Detail Format.

Vendor	Date Due	Age	Invoice/CM #	0 - 30	31 - 60	61 - 90	Over 90 days	Amount Due
Nicola Gudbranson Cooper	6/26/26	-26	743853	140.00				140.00
	6/27/26	-27	743854	3,250.00				3,250.00
Nicola Gudbranson Cooper				**3,390.00**				**3,390.00**
				3,390.00				**3,390.00**

Riverside Academy - Monthly Board Report

	July	August	September	October	November	December	January	February	March	April	May	June
Enrollment												
K	17	24	24	23	25	25	26	26	26	25	24	
1	16	19	23	23	23	23	22	21	21	21	21	
2	33	33	31	30	29	29	28	29	29	29	27	
3	25	29	30	30	28	28	29	28	28	28	27	
4	16	16	18	18	18	18	19	18	19	19	19	
5	21	25	23	22	21	21	21	21	21	21	21	
6	21	23	26	26	26	26	23	23	23	23	22	
7	27	33	35	33	31	29	28	26	27	29	29	
8	19	24	21	20	19	19	19	18	18	16	16	
Total	195	226	231	225	220	218	215	210	212	211	206	
Student Data (Achievement/Growth)												
	N/A	iReady testing concludes Friday, September 5th.	**2024-2025 Ohio Report Card** Achievement 1 Star Gap Closing 2 Stars Early Literacy 2 Stars Progress 3 stars Total=2.5 Stars **iReady Fall Diagnostic Results** Reading: 2% mid or above grade level, 10% early on grade level, 35% 1 year below, 20% 2 grade levels below, 34% 3+ grade levels below Math: 0% mid or above grade level, 2% early on grade level, 40% 1 year below, 30% 2 grade levels below, 28% 3+ grade levels below			N	**Reading iReady Data** -Progress Towards Annual Typical Growth=76% -Increased students to early on to grade level by 18% and decreased students 2+ years behind grade level by 13% **Math iReady Data** -Progress Towards Annual Typical Growth=48% -Increased students to early on to grade level by 9% and decreased students 2+ years behind grade level by 12%			**Ohio State Test Results (see attached)** **iReady Reading Diagnostic 3** -116% median progress towards typical growth -Increased students early on-above grade level from 3% to 27% -Decreased students 2 years or more below grade level from 53% to 34% **iReady Math Diagnostic 3** -79% median progress towards typical growth -Increased students early on-above grade level from 13% to 27% -Decreased students 2 years or more below grade level from 49% to 31%	
Attendance												
FTE Actual	N/A	83.50%	82%	81%	81%	76.00%	78.00%	81%	76.00%	82%	75%	
Budget	N/A	225	225	225	225	225	225	225	225	225	225	
Other	N/A	N/A	N/A	N/A	N/A	N/A	N/A	NA	NA	NA	NA	
Staff												
Separations	Jasmine Gregg-3rd Grade Alex Bruney-Title I Sherri Yates-Office Manager Edward Wildey-Intervention Specialist	Sara Thesing-Middle School ELA	Amy Beverly-3rd Grade	N/A	Cassius Bell and Brianna Jackson-Daily Subsitute Teachers	NA	NA	NA	NA	Brandi Riley-Special Education Aide	NA	
New Hires	LoriJean Gruesbeck-Office Manager Sara Thesing-Middle School ELA	N/A	Amy Neal-Bundy-2nd Grade Cassius Bell-Daily Subsititute Teacher	Brianna Jackson-Daily Substitute Teacher Brandi Riley-Special Education Aide	Brandi Riley-Special Education Aide	NA	Antonia Barrow-Daily Substitute Teacher	NA	NA	NA	Allison Abbott-Kindergarten or 3rd Grade Sydney Whitehill-MS ELA	

Events (School Events, PD events, Network events)												
Previous	7/14-7/17 Abrakadoodle Art Camp 7/21-7/24 Kindergarten Readiness Camp 7/29-7/31 New Teacher Orientation 8/1-8/12 Back to School Professional Development 8/1 2nd Annual John Dietz Memorial Cookout 8/11 Meet the Teacher Night	August 18th-September 5th iReady Fall Diagnostic Window Monday, September 1st NO SCHOOL IN OBSERVANCE OF LABOR DAY Wednesday, September 10th Quarter 1 Clubs Begin Thursday, September 11th Quarter 1 Interims Sent Home	Friday, September 19th Staff Professional Development Day Friday, October 3rd Family Conferences	Tuesday, October 14th: Middle School Financial Literacy Field Trip to 5/3 Wednesday, October 22nd: Farm Field Trip for K-3rd Grade Monday, November 3rd: Staff Professional Development Day Thursday, November 6th: Cincinnati Museum Forensics Program In-House Field Trip for Middle School	Tuesday, November 18th: 3rd-5th Grade Field STEM Field Trip to Cyclones Game	Monday, December 8th-Friday, January 9th: iReady Winter Diagnostic Testing Window Thursday, December 18th: Winter Movie STEMatic Family Event Monday, December 19th-Monday, January 5th: Winter Break Monday, January 5th: Regional Professional Development at Northside Preparatory Academy	Monday, January 19th: No School in observance of Dr. Martin Luther King's Birthday Friday, February 6th: Professional Development Day Monday, February 9th: Family Conference Day	Monday, February 16th: No School in observance of President's Day Thursday, March 5th at 1:30 and 5:00: Black History Month Showcase and Spaghetti Dinner Month of March: Riverside Reading Rumble Friday, March 6th: Staff Professional Development Day	Thursday, April 2nd: OST Pep Rally	Week of May 4th: Teacher Appreciation Week and iReady Testing Tuesday, May 5th: Kindergarten Registration Event "Welcome to the Lion's Den" from 4:00-5:30 Wednesday, May 13th: K-5 Field Trip to the Cincinnati Zoo	Wednesday, May 13th: K-5 NED Assembly and Field Trip to Cincinnati Zoo Wednesday, May 20th: Kindergarten Promotion Ceremony at 10:00; 1st-7th Grade Awards Ceremony at 1:30; 8th Grade Promotion Ceremony at 5:00	
Upcoming	August 18th-September 5th iReady Fall Diagnostic Window Monday, September 1st NO SCHOOL IN OBSERVANCE OF LABOR DAY Thursday, September 11th Quarter 1 Interims Sent Home	Friday, September 19th Staff Professional Development Day Friday, October 3rd Family Conferences Thursday, October 9th Middle School Career Based Intervention Kick Off and Elementary School Event (TBD)	Tuesday, October 21st: Report Cards Mailed Home Friday, October 24th: Literacy Trunk or Treat from 5:00-6:30	Friday, November 21st: Quarter 2 Interims Distributed Monday, November 24th-Friday, November 28th: Thanksgiving Break		Career Based Intervention Field Trip (MS): Tuesday, January 27th	Monday, February 16th: No School in observance of President's Day Thursday, March 5th at 1:30 and 5:00: Black History Month Showcase and Spaghetti Dinner Month of March: Riverside Reading Rumble	March 23rd-March 27th: Spring Break	Week of April 6th: ELA OST Week of April 20th: Math OST Week of April 27th: Science OST Thursday, April 30th: Skating Test Incentive Trip	Friday, May 15th: 8th Grade Field Trip to King's Island Wednesday, May 20th: Kindergarten Promotion Ceremony at 10:00; 1st-7th Grade Awards Ceremony at 1:30; 8th Grade Promotion Ceremony at 5:00	Monday, June 1st-Friday, June 26th: Ready to Rise Summer Program Thursday, June 11th: Kindergarten Open House Wednesday, June 17th: Reds Field Trip for Summer Program Week of June 29th: Kindergarten Readiness Camp Week of July 20th: Art Camp	

RIVERSIDE ACADEMY

January 2026-May 2026
Semi Annual Acts of Harassment, Intimidation, and Bullying

Bullying/Harassment/Intimidation Incidents Reported
12

Riverside Academy

Math

Grade Level/Course	*Performance Index*
3rd	63
4th	49
5th	41
6th	52
7th	45
8th	56
Overall PI for Math	51

Science

Grade Level/Course	*Performance Index*
5th	53
8th	67
Overall PI for Science	59

English Language Arts

Grade Level/Course	*Performance Index*
3rd	68
4th	61
5th	71
6th	57
7th	56
8th	57
Overall PI for English Language Arts	61

Overall PI for All Subjects: 57

Riverside Academy

Vs. Count Date

Total Enrollment (Salesforce) - Fall 26 (SY26.27)	Count Date Goal - Target (October 4th)	Fall 25 Actual - Last Year
183	250	231
New vs. Returning	**Today vs. Target**	**Today vs. Fall 24**
27 (net new) + 156 (returning)	(67)	(48)

Pacing Detail

This Week's Forecast (Target Pacing)	Net New	Returning	Total
Actual	27	156	183
Forecast	32	158	190
Variance vs. Target Pacing	(5)	(2)	(7)
Prior Year	12	145	157

Pacing Tier

Greater than Prior Year

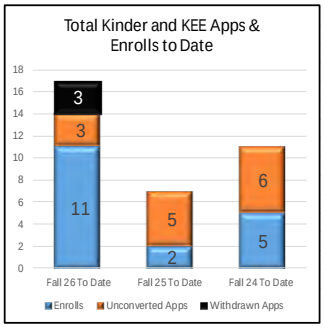
Funnel to Date by Channel:

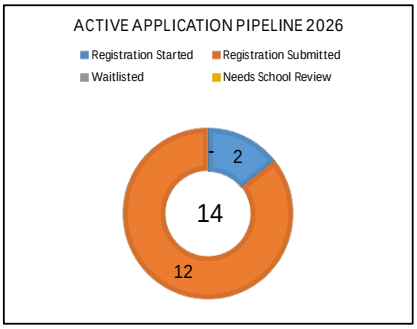
Channel	Leads	%	Apps	%	Gross Enrolls
Canvassing	3	100%	3	100%	3
Digital	78	44%	34	50%	17
Direct Mail	-		-		-
Events	22	9%	2	50%	1
Offline	6	17%	1	0%	-
Referral	14	100%	14	50%	7
Transfer	-		-		-
Dir.-to-App	3	67%	2	0%	-
Total	126	44%	56	50%	28

Note: Blends direct attribution & Self-Reported Lead Source

Additional Detail

Re-enrollment by Grade (Salesforce) - SY 26.27	Unknown	Undecided	Not Returning	Returning
KEE	-	-	-	-
K	-	-	2	2
1	-	4	1	17
2	-	-	1	20
3	-	4	3	23
4	-	3	4	22
5	-	5	1	14
6	-	2	-	19
7	-	5	2	17
8	-	7	2	22
9	-	-	-	-
10	-	-	-	-
11	-	-	-	-
12	-	-	-	-
All	-	30	16	156
%	0%	15%	8%	77%





Riverside Academy
2026-2027
Board Meeting Calendar

August 13, 2026 (First Day of School) (Riverside Academy)

September 10, 2026 (Banyan High School)

October 8, 2026 (Riverside Academy)

November 12, 2026 (Banyan High School)

January 14, 2027 (Riverside Academy)

February 11, 2027 (Banyan High School)

March 11, 2027 (Riverside Academy)

April 8, 2027 (Banyan High School)

May 13, 2027 (Riverside Academy)

June 10, 2027 (Banyan High School)

All Meetings are scheduled for 3:00 p.m. and will be held at the location indicated.

Riverside Academy
2026-2027
Board Meeting Calendar

September 10, 2026 (Banyan High School)

October 8, 2026 (Riverside Academy)

November 12, 2026 (Banyan High School)

February 11, 2027 (Riverside Academy)

April 8, 2027 (Banyan High School)

June 10, 2027 (Riverside Academy)

All Meetings are scheduled for 3:00 p.m. and will be held at the location indicated.

2026-2027 ONLINE DAY PLAN

Pursuant to Ohio Revised Code Section 3313.482, the Board of Directors hereby authorizes the following plan to provide instruction via online delivery in order to make up a maximum of the number of hours that are the equivalent of three school days, or such other maximum as may be permitted by law, in which it is necessary to close the School for any of the reasons specified in Section 3313.482. The plan is designed to ensure continuity of learning for students during School closure and includes the following:

1) To the extent possible, the School will provide for teacher-directed synchronous learning in which the teacher and students are interacting in real time on a virtual learning platform. When synchronous learning is not possible, the School will provide for learning opportunities such as posting classroom lessons to the learning management system or School's website, assigning a research project, watching pre-recorded virtual lessons, or other examples of asynchronous learning.

2) When this plan is in effect, students are expected to attend school by participating in the learning opportunities assigned by their teacher. Teachers will document student attendance and monitor student engagement based on student participation in learning opportunities. This may be done in a variety of ways depending on the mode of instruction. For example: during synchronous learning, teachers will track attendance and monitor engagement based on student participation in real time; during asynchronous learning, teachers may document attendance and ensure engagement through a student's daily logins to the learning management system, daily interactions with students (such as messages, emails, telephone calls or video chats) that enable teachers to engage with students, or based on completion of assignments. Each teacher will be responsible for determining the appropriate method for documenting attendance and for certifying attendance to school administration. Teachers will use the Ohio Department of Education and Workforce's Alternative Learning Opportunity Documentation Log or similar template for the purpose of documenting attendance. Attendance documentation shall include the following elements:

    i. Student SSID;
    ii. Brief description of learning opportunities;
    iii. Dates and times of actual learning opportunities;
    iv. Total of verified learning opportunities time; and
    v. Signature of teacher verifying reported learning opportunities.

3) To ensure equitable access to quality instruction the School will continue the sequence of standards taught in each course at each grade level. Students will have access to intervention specialists or other instructors

and additional resources based on their needs. Instruction will be delivered through asynchronous and, where possible, synchronous instruction. As necessary, materials will be modified to the individual learning needs of diverse populations.

4) The School administrator shall determine when to utilize this plan and the School will notify staff, students, and parents that the School will be using online delivery of instruction through an all-call notification system, the School website, or through email, text, or other electronic messaging system.

5) When this plan is in effect, parents and students may contact teachers through the learning management system, email, or text message. Individual teachers may also provide specific contact information to students and parents in connection with the provision of assignments and/or contact information will be made available via the notification systems described in Section 4, above.

6) The manner in which the School will meet staff and student needs for internet connectivity and technology for online delivery of instruction will depend on the specific reason for School closure and the resources that are available. Where appropriate, the School will make efforts to connect families and staff with community resources related to internet connectivity. If possible, the School may provide students with Chromebooks or similar electronic equipment and internet hotspots.

NICOLA GUDBRANSON COOPER LEGAL EXCELLENCE SINCE 1933

LEGAL UPDATE JUNE 2026

Student Allergy Treatment Option Updates:
House Bill 462 (effective August 26, 2026)

Starting next school year, students have additional options regarding the treatment of life-threatening allergic reactions while at school or school related activities, functions or events. Previously, students were permitted to carry an "epinephrine autoinjector" (commonly known as an epi-pen) so long as they met the requirements of Ohio Revised Code Section 3313.718.

The Bill expands options and students may possess an "epinephrine delivery system", which includes autoinjectors, intranasal sprays, or any other device or product designated by the state board of pharmacy so long as they meet the requirements of 3313.718.

NGC will provide a revised Policy in the upcoming months. Please advise counsel as to whether the School intends on procuring an "epinephrine delivery system" (or has previously procured and maintained epi-pens) to be used in emergency situations. Procurement is optional and requires additional training and a policy related to the use and maintenance of the epinephrine delivery system.

Financial Literacy Licensure Reimbursement: *Update*

As reported in the January Legal Update, educators teaching financial literacy in grades 9-12 must be appropriately licensed. If the School pays for the courses related to licensure, upon completion of a state-approved course/training and the educator having the validation added to their license, a school can be reimbursed up to $500 per educator through the submission of a Financial Literacy Licensure Validation Reimbursement Form. DEW is processing reimbursement forms in June and December. More information is available on the state's website by searching "Financial Literacy Validation and Reimbursement."

Ohio School Safety Summit:

NGC attorneys Samantha Lonsinger and John Moenk recently attended the annual Ohio School Safety Summit. Sam and John attended sessions focused on Behavioral Threat Assessments, Internet Safety and Cyberbullying, and Artificial Intelligence as well as engaged with vendors who specialize in school safety. Please feel free to reach out should you want additional information on any of these topics.

Reminders:

- The Student Wellness and Success Funds survey must be submitted by July 17, 2026, even if the School did not spend funds during FY26. Wellness and Success Funds received in FY25 must be spent by June 30, 2026 or repaid to DEW.
- Restraint and Seclusion Data collection for the 2025-2026 school year must be submitted to DEW by August 5th.
- Not later than June 30th the school shall provide a student's parent(s) with their student's scores on any state assessments. Scores may be delivered by mail, electronic mail, or through a secure portal on the school's website.

Learn how we can help:

This publication is provided for informational purposes only. The information contained herein does not constitute legal advice, nor does it create an attorney client relationship. For more information about the contents of this publication or for legal services, contact:

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WORKERS' COMPENSATION – SHOP TALK

QUESTION: IF A TEACHER ELECTS TO STRETCH HER SALARY OVER TWELVE MONTHS, CAN SHE STILL RECEIVE TEMPORARY TOTAL DISABILITY COMPENSATION DURING THE SUMMER WHEN SHE IS NOT WORKING, BUT BEING PAID?

The question of teachers and summer work has caused considerable consternation in the workers' compensation community for many years. Many teachers do not work during the summers, but have their salaries "stretched" over the entire year, so they are effectively being paid during the summer when they are not actively "working." R.C. 4123.56 provides that claimants are eligible to receive temporary total disability compensation ("TTD") if they are totally disabled and lose wages. *R.C. 4123.56(A)* Teachers who "stretch" their salaries are being paid, and therefore arguably are ineligible for TTD benefits. Notable Ohio Supreme Court cases considering this issue include *State ex rel. Crim v. BWC,* 2001-Ohio-1268 (teacher receiving "stretch pay" during summer can receive TTD if she can prove loss of earnings) and *State ex rel. Glenn v. Indus Comm.,* 2009-Ohio-3627 (teacher receiving "stretch pay" over two years should have received TTD during summer recesses). Since those cases were decided, R. C. 4123.56(F) was passed and the *AutoZone* line of cases has emerged, further limiting temporary total disability compensation. Recently, the Supreme Court elected to revisit this issue in *State ex rel. Columbus City School, Columbus Bd. of Education. v. Brookbank-Mizer,* Slip Opinion No. 2026-Ohio-1175.

Brookbank-Mizer involved a speech therapist who was injured while working for the Columbus City Schools. The claimant had sustained a concussion and other injuries when shelves collapsed on her head, and started receiving TTD in September, 2021. The claimant "stretched" her salary over twelve months, but when she started receiving TTD, she no longer received her "stretch" wages. The claimant was still totally disabled and sought to receive TTD during the summer of 2022, but the school district objected, noting that she did not work in the summer and therefore was not losing any wages. A DHO held that she was not eligible for TTD after June 3, 2022, citing R.C. 4123.56(F). The DHO found that the claimant had not worked in the summer recess before her injury, and had not produced evidence that she intended to work that summer. The claimant appealed, and an SHO affirmed the denial, but based upon a different (and mistaken) basis – that the claimant had been paid her "stretch" salary in the summer of 2022. The Industrial Commission granted her request for reconsideration and vacated both orders, finding mistakes of both fact and law. The IC cited *Glenn, supra,* in concluding that the SHO had erred in terminating TTD at the beginning of summer of 2022, finding that she was totally disabled and continued to be so during the summer. On *mandamus,* the Tenth District affirmed, prompting a direct appeal by the school district to the Ohio Supreme Court.

The Supreme Court reversed the Tenth District judgment and granted a limited writ, directing the Industrial Commission to vacate its order and to consider the TTD request specifically stressing the first two sentences of R.C. 4123.56(F). That statute changed the analysis found to apply in *Glenn,* which was decided ten years before the passage of the statute and was based upon an "abandonment" argument. Both the Industrial Commission and the Tenth District Court of Appeals failed to conduct the proper analysis, which is to determine whether the claimant was not working "as a direct result" of the employee's injury, or that the employee is not working as "the direct

result of reasons unrelated to" that injury. *State ex rel AutoZone v. Indus. Comm*, 2024-Ohio-5519. Both sentences in the statute must be considered to decide what caused the claimant's period of unemployment, and neither the Industrial Commission nor the Tenth District considered the second sentence. In this context, if it was determined that the claimant was not working simply because she was not scheduled to work during the summer, then she was arguably "not working….as the direct result of reasons unrelated to the allowed injury," and therefore was ineligible for TTD. However, if the claimant can establish that she had planned to work or was pursuing work during the summer, TTD may be warranted. The referral back was to consider this analysis.

In essence, the original DHO order in *Brookbank-Mizer* got it right: because the claimant offered no evidence that she actually lost wages or intended to work in the summer of 2022, her period of unemployment was the direct result of reasons unrelated to her injury. This undercuts the Court's previous holdings in both *Crim* and *Glenn, supra*., which should be cited with caution.

If you would like to submit a question or if any members of your organization are interested in receiving this newsletter via e-mail, please feel free to contact me.

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