

Zimbra

monica.badillo@co.hidalgo.tx.us

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**FW: Responsive Education Solutions - Certificate of Approval for Hidalgo County Judge**

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**From :** Steve Crain <scrain@atlashall.com> Thu, Jul 21, 2016 10:07 AM  
**Subject :** FW: Responsive Education Solutions - Certificate of Approval for Hidalgo County Judge 1 attachment  
**To :** 'Valde Guerra' <valde.guerra@co.hidalgo.tx.us>  
**Cc :** 'Monica Badillo' <monica.badillo@co.hidalgo.tx.us>

Please place this on the Commissioners Court agenda for next week. The agenda language is included on the attachment. Thanks.

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**From:** Chang, Cathleen [mailto:CathleenChang@andrewskurth.com]  
**Sent:** Thursday, July 21, 2016 9:23 AM  
**To:** 'Steve Crain' <scrain@atlashall.com>  
**Subject:** RE: Responsive Education Solutions - Certificate of Approval for Hidalgo County Judge

Hi Steve,

Attached is the Certificate of Approval. After the meeting next week, if you could (1) email me a scanned copy of the signed certificate and (2) mail the original certificate to my attention at the address below that would be great!

Agenda language: "Approval for the County Judge to sign a certificate for Arlington Higher Education Finance Corporation Education Revenue Bonds (Responsive Education Solutions), Series 2016A, solely for the purpose of satisfying the requirements of Section 147(f) of the Internal Revenue Code."

Thank you for your help!

**Cathleen Chang**  
Associate

**Andrews Kurth LLP**  
600 Travis, Suite 4200  
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**From:** Steve Crain [mailto:scrain@atlashall.com]  
**Sent:** Tuesday, July 19, 2016 5:06 PM  
**To:** Chang, Cathleen  
**Subject:** RE: Responsive Education Solutions - Certificate of Approval for Hidalgo County Judge

Before 10:00 would be good.

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**From:** Chang, Cathleen [<mailto:CathleenChang@andrewskurth.com>]  
**Sent:** Tuesday, July 19, 2016 4:32 PM  
**To:** 'Steve Crain' <[scrain@atlashall.com](mailto:scrain@atlashall.com)>  
**Subject:** RE: Responsive Education Solutions - Certificate of Approval for Hidalgo County Judge

Hi Steve,

I will be traveling tomorrow, so I can give you a call on July 21. Would morning or afternoon work better for you?

**Cathleen Chang**

Associate

**Andrews Kurth LLP**

600 Travis, Suite 4200

Houston, Texas 77002

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**From:** Steve Crain [<mailto:scrain@atlashall.com>]

**Sent:** Tuesday, July 19, 2016 4:27 PM

**To:** Chang, Cathleen

**Subject:** RE: Responsive Education Solutions - Certificate of Approval for Hidalgo County Judge

Please call me to discuss at 956.682.5501 on or after July 20, 2016. Thanks.

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**From:** Chang, Cathleen [<mailto:CathleenChang@andrewskurth.com>]

**Sent:** Tuesday, July 19, 2016 9:57 AM

**To:** 'scrain@atlashall.com' <[scrain@atlashall.com](mailto:scrain@atlashall.com)>

**Subject:** Responsive Education Solutions - Certificate of Approval for Hidalgo County Judge

Hi Steve,

We need guidance on getting the attached approval from the County Judge. Attached is the Certificate of Approval for the Mayor.

Responsive Education Solutions ("Responsive Education") is requesting your approval of a proposed tax-exempt bond issue, as required by the Internal Revenue Code of 1986, as amended (the "Code"). The bonds will not be a debt or liability of Hidalgo County, Texas (the "County"). The consent being requested herein is only for the purposes of complying with federal tax law regarding tax-exempt financing. For your information, the County approved similar transactions in November 2014 for Responsive Education and September 2015 for IDEA Public Schools.

Responsive Education is a qualified 501(c)(3) charitable organization, and therefore is eligible to participate in tax-exempt financings. However, unlike a governmental issuer (e.g., a city, county, or school district), a 501(c)(3) organization must issue bonds through a state-approved conduit and must conduct a public hearing on the financing. Code §147(f) requires that the "highest elected official" of the County approve the transaction after the public hearing is held since one of the campuses will be located in the County. The public hearing was held on July 18, 2016 at Premier High School of Palmview, 406 W. Veterans Blvd., Palmview, Texas 78572.

Responsive Education is financing the construction and equipment of:

- 1) Career Technical Education Center of Edinburg, 4701 S. Sugar Rd., Edinburg, Texas 78539;
- 2) Premier High School of Palmview, 406 W. Veterans Blvd., Palmview, Texas 78572; and
- 3) Premier High School of San Juan, 1202 E. Business Hwy 83, San Juan, Texas 78589.

Responsive Education is financing at tax-exempt interest rates through a bond issue facilitated by Arlington Higher Education Facilities Finance Corporation. Andrews Kurth LLP serves as bond counsel for the transaction.

As such, we respectfully request your consent to the transaction after the completion of the hearing and delivery of the associated materials to you. Enclosed please find a draft of the proposed Approval of Highest Elected Official evidencing your consent.

We greatly appreciate your assistance in this matter. Please call me if we can provide any further information or can assist you in connection with this request for consent.

**Cathleen Chang**  
Associate

**Andrews Kurth LLP**  
600 Travis, Suite 4200  
Houston, Texas 77002  
713.220.3808 Phone  
713.238.7453 Fax  
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 **RES - Certificate of Approval for Hidalgo County Judge.pdf**  
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