

Mark E. Davis  
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May 5, 2020

**Via Federal Express**

James McFall  
Jackson Walker  
2323 Ross Avenue, Suite 600  
Dallas, TX 75201

Re: N.Y. v. San Ramon Valley USD, et al.  
N.D. Cal. No. 3:17-cv-03906-MMC

Dear James:

Enclosed please find the apology letter to Mr. Yu in this matter.

Very truly yours,

DAVIS & YOUNG, APLC

  
Mark E. Davis

MED:sw  
Enc.




**SAN RAMON VALLEY UNIFIED SCHOOL DISTRICT**

699 Old Orchard Drive, Danville, California 94526

**Rick Schmitt, Superintendent**

(925) 552-2933

superintendent@srvusd.net • www.srvusd.net

 @SRVUSD\_Supt

Dear Nathaniel Yu,

We write this letter on behalf of San Ramon Valley Unified School District to express our acknowledgement and apologies for the negative effects, disruption, and emotional distress that you and your family endured as a result of the reaction by District employees and community members to the James Bond parody video created in February 2017.

We understand that events that followed were not easy for you and your family. We want to formally acknowledge that, despite various reports on social media and in the press that described the video as "hate speech," we do not believe the contents of the video constituted "hate speech." We further believe that the video did not bully, harass, discriminate against, or threaten anyone. Finally, the video did not portray any sexual content. The District recognizes and regrets the negative consequences associated with mischaracterizations regarding you and the content of the video.

We support the ideals of the First Amendment and believe that its guarantees of free speech are one of the bedrock principles that binds our democracy. We appreciate your dedication to that core American value. We believe we have gained a greater understanding and appreciation of the First Amendment, particularly as it relates to student speech in the context of an ASB Election. We are committed to fostering an environment that embraces the First Amendment in the current era of digital technology and social media, especially in the educational setting.

We appreciate your perseverance throughout this matter, including during your last two years of high school. We thank you for your service as a member of San Ramon Valley High School's Leadership Class and as the ASB President.

We wish you the best of luck and know that you will be successful in all of your future endeavors.

Sincerely,

A handwritten signature in blue ink that reads 'W Schmitt'.

Superintendent Rick Schmitt

San Ramon Valley Unified School District