



Floyd County Public Schools

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Floyd, Virginia 24091

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March 8, 2011

Liberty Counsel
Attn: Mary McAlister
PO Box 11108
Lynchburg, VA 24506-1108

Dear Ms. McAlister:

I am writing in response to your letter of February 24, 2011, regarding the Agees'. I may not agree that the facts are entirely as represented in your letter, but neither do I believe that engaging in a factual dispute is helpful at this point.

The high school has had a policy that only school-activity-related material could be posted on school lockers, a constitutionally limited forum. Prior approval was required simply to determine whether the material posted was offensive (e.g., profane or pornographic) or was unrelated to school activities. I will agree with you that the policy could be stated with greater specificity, and that if it were inconsistently enforced, it could be problematic.

We have decided to review our policy and procedures to put in writing more specific guidelines for students. Until that review and publication occurs, Jacob will be permitted to place on his locker a copy of the Ten Commandments as requested. Once the review and publication occurs, the new policy will be consistently enforced.

Thank you for bringing this matter to our attention. Please let me know if you have any further concerns.

Sincerely

Terry E. Arbogast, Ed.D.
Division Superintendent

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