Department of Education

David C. Banks
Chancellor

Liz Vladeck
General Counsel

Jeffrey Gamils
Senior Field Counsel

November 22, 2023

Robert Wilson
Director of Public Safety Operations and Investigations
Minors on Campus Policy Coordinator
Teacher's College
Columbia University
525 West 120th Street
New York, NY 10027

Subject: Liability Coverage: (10X244) The New School for Leadership and Journalism; School Lab Trip; November 27th, 2023, and November 28th, 2023; from 10:00am – 2:00pm.

Dear Robert Wilson:

In response to a request from Principal Eduardo Mora of The New School for Leadership and Journalism (10X244), please be advised The New School for Leadership and Journalism (10X244) is a unit of the New York City Department of Education ("DOE"). The DOE does not maintain insurance for DOE actions on private property. The DOE is authorized to expend funds for any loss, claim, action, or judgment. This letter certifies that the DOE will defend, settle, and without limitation satisfy any judgment against it in connection with all claims and/or litigation filed against it by all entities and individuals for injuries and/or property damage. This is applicable to claims arising out of the DOE's activities and/or contracts to which the DOE is a party.

To the fullest extent allowed by law, the DOE shall defend, hold harmless, and indemnify the entity listed above and its directors, officers, and employees (collectively the "Indemnitees" and individually the "Indemnitee") from claims and/or litigation filed against it arising out of the negligence of DOE, its officials, and/or employees arising out of the DOE's, its officials', employees', students' and/or invitees' use of the property of the entity listed above for the purposes described in the subject line.

The DOE shall not defend, hold harmless, and/or indemnify the Indemnitees against any claims and/or litigation arising out of the negligence of an Indemnitee and/or its agent, independent contractor, subcontractor, invitee, licensee, or any other representative, or for any condition of the property of the entity listed above as it currently exists and is used by DOE officials, employees, students, and/or invitees. (The exception to the provision regarding the condition of buildings, grounds, and/or other premises is where any condition leading to injury or property damage is caused by the negligence of the DOE, its officials, and/or employees.)

Whenever an event or situation arises that the Indemnitee has knowledge of and that may lead to an indemnification obligation by the DOE in accordance with the terms of the preceding paragraphs, the Indemnitee shall give prompt written notice of such event or situation to the DOE c/o General Counsel to the Chancellor, New York City Department of Education, Office of Legal Services, 52 Chambers Street, Room 308, New York, NY 10007-1222. Requests for indemnification shall be sent to the address in the first sentence in this paragraph. If a claim is made, or if a suit or action is brought, the Indemnitee shall,

within a reasonable time so that legal rights will not be adversely affected, forward a copy of every demand, notice, summons, complaint, or other process received by an Indemnitee to the DOE at the address in the first sentence of this paragraph. The DOE shall have the right to negotiate and consent to settlement. The Indemnitees shall fully cooperate with the DOE in all aspects and in all phases of the defense of any such claim and/or litigation including, but not limited to, making records, witnesses, and information available to the DOE, and assisting the DOE in enforcing any right of contribution or indemnity against a third party.

Claims by third parties against the DOE, its officials, employees, and students, must be sent to the New York City Department of Education, % New York City Law Department, 100 Church Street, Room 4- 313, New York, NY 10007-2601, in accordance with the Education Law, 2562 and 3813. If you have any further questions, please contact me. Thank you.

Very truly yours,

_____

Name
Senior Field Counsel
New York City Department of Education
52 Chambers Street
Manhattan, NY 10007

JG/la

cc
Principal

Telephone: 212-356-3738 • Fax: 212-356-3918