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Phil Burress, President

June 6, 2002

Mr. Steven J. Adamowski
Superintendent
Cincinnati City SD
2651 Burnet Ave PO Box 5381
Cincinnati, OH 45201

Re: Legal Liability Associated with Homosexuality Education in Public Schools

Dear Mr. Steven J. Adamowski:

Since the early 1990s, homosexual activist organizations have been working for greater access to public schools with the stated purpose of making them a "safer" place for young people who have become involved in homosexual behavior.

One of the most active organizations on school campuses, the Gay Lesbian and Straight Education Network (GLSEN), insists that self-identified homosexual students are regularly harassed, threatened and abused, creating an environment in which they cannot learn. Also supporting this idea is Parents, Families and Friends of Lesbians and Gays (PFLAG).

According to GLSEN and PFLAG, the reason schools are not safe for students involved in such behavior is the ignorance, prejudice and hatred of heterosexual classmates. They claim the only answer, then, is to teach everyone in the K-12 school system – administrators, teachers, and students – that homosexual behavior is normal, healthy, and natural.

What is becoming increasingly clear, however, is that despite claims to the contrary, the "safe school" message of these organizations is nothing more than a deceptive ploy designed to preach safety but actually encourage sexual activities that are quite unsafe.

Exposure to and experimentation with homosexual behavior carries serious risks that you and your staff should be aware of so that you can protect all of your students. We are concerned that by allowing access by homosexual activist organizations, and by establishing policies that have the effect of normalizing homosexual behavior, school districts may have become responsible for physical and emotional harm to the students entrusted to their care.

In addition, because homosexual behavior has been proven to contribute to many harmful consequences for those who engage in it, you, your staff, or school should be aware that it is possible that a legal liability exists for the tort of negligence if it is proven that homosexual activist organizations were granted access to students under your responsibility and that students subsequently suffered physical or mental harm.

Liability for the tort of negligence generally rests on four elements:

1. A duty or obligation to protect another from unreasonable risk;
2. A failure to observe that duty;
3. A causal connection between the failure and the alleged injury; and
4. Actual loss or damage that resulted.

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The purpose of this letter is to inform you of those serious physical and mental health risks so that you might be able to fulfill your duty to protect the students in your school district and thus avoid a lawsuit related to the following elements, as well as other areas of constitutional law:

1. Endangering the Physical Health of a Child
2. Endangering the Mental Health of a Child
3. Contributing to the Delinquency of a Child
4. Unconstitutional Restraint of First Amendment Rights Through Restrictive Student Speech and/or Anti-Harassment Codes

It is our hope that you, who have been entrusted with the education and care of children, will carefully consider the numerous negative physical, mental and emotional consequences directly related to homosexual behavior. Examine the relationship of the schools in your district to homosexual activist organizations such as GLSEN or PFLAG. And then, ask the tough question: Have the programs and policies put in place as a result of the encouragement or threats of these organizations, and the student alliances or clubs encouraged and/or supported by these organizations, directly or indirectly lured the students under your care into those dangerous behaviors?

If the honest answer to that question is yes, then we hope that you will take whatever action is necessary to reverse the influence that GLSEN, PFLAG or similar organizations have established in your schools and on the formative minds of your students.

Beyond the moral obligation that we believe you have to protect children from the negative consequences associated with homosexual behavior, we have felt an obligation to remind you that by allowing homosexual activist organizations to implement their agenda in your schools, you also may have created a serious legal liability.

Please be advised further that we feel a responsibility also to the parents and students of your district. We have a responsibility to advise students that their First Amendment free speech rights may have been restricted by policies disguised as promoting "safety" or "diversity." We have a responsibility to advise parents that with the approval of school officials, organizations such as GLSEN and PFLAG have been allowed to sponsor clubs, programs and activities through which students are being lured into a behavior pattern that threatens their physical, mental and emotional well-being.

Enclosed you will find studies and court cases documenting the threats to your student's physical and mental health, as well as threats to their constitutional freedoms that are often created on school campuses due to policies and programs that encourage and/or legitimize homosexual behavior. Please take time to review them carefully.

As you wrap up this school year and plan for the fall, consider what steps you should take to ensure that your campus is protected from unnecessary litigation.

If you have any questions regarding the issues addressed in this letter or its attachments, please contact us at the number above. Please be sure that each of the members of your board receives a copy of this letter and its attachment.

Yours truly,



Phil Burress
President

Enclosure