Program Progress Update 8

October 22, 2008

Introduction

This is the eighth in a continuing series of Bond Accountability Commission reviews of the design/construction and budget performance of the Cleveland Metropolitan School District's school facilities program funded by Issue 14. The report is based largely on the Construction Manager's monthly report for September 2008.

Overview

Segment status. All schools in Segments 1 and 2 are completed.

Construction is under way at all nine Segment 3 schools, three of which are expected to be completed in December. In Segment 4, work is under way at two schools, and bids are to be taken on five more of the segment's 10 schools this fall. The final school is expected to be bid in spring 2009.

Each segment was given a time frame in the original Master Plan, but actual target dates and budgets for each school are set as each segment is launched with a Project Agreement with the OSFC.

Completion targets for the nine Segment 3 schools range from three to nine months behind the Project Agreement schedule. Eight of the schools are to be ready for the start of 2009-10 classes.

The 10 preK-8s in Segment 4 under now range from 11 to 20 months behind the Project Agreement schedule. Three of the schools now are expected to be ready for the start of the 2010-11 academic year; the rest are expected to be finished in January 2011. The length of the delays is largely attributable to a design review process intended to reduce Segment 4 estimated cost overruns.

Although the Board of Education approved a revised Master Plan at the end of July, OSFC-funded work on Segment 5 cannot begin until the OSFC staff approves the plan and the District secures financing. Neither has occurred.

Budget performance. The estimated cost overrun for Segment 4 is now 18.4 percent, compared with an estimated overrun of 21.9 percent for Segment 3. Cost projections are subject to adjustment until a segment is concluded. That is especially true

for Segment 4, for which only two schools have been bid so far. In general, construction costs rise with time, so further delays in bidding Segment 4 school hold the potential to negate the savings achieved through the Segment 4 design review.

Segment-by-Segment Report

Segment 1: the Warm Safe and Dry initiative at all schools, a new East High Gym and 7 new or renovated schools, plus demolition of the former Woodhill-Quincy building. The segment was projected as of the end of September 2008 to be 8.7 percent under budget, due almost entirely to underspending the Warm, Safe and Dry budget by more than \$25 million.

- All Segment 1 schools are operating. All schools are in the closeout phase, but a masonry claim remains for A.J. Rickoff.
- The Woodhill-Quincy demolition has been suspended since July 2007, when the Cleveland Planning Commission balked at granting a permit without consideration of offering the building to others. The District wants to keep the land as an option for other uses. The District must now make its case to the Planning Commission. The decrepit building is considered architecturally significant because it was designed by a prominent early 1900s firm, Hubbell & Benes.

Segment 1 schools	student capacity	scope	Occupancy target	Performance vs. target	Budget w/changes	Projected spending	Under/(over) budget
Rickoff	720	new	Aug-05	plus 2m	\$16,943,596	(\$17,485,697)	(\$542,101)
Miles Park	650	new	Jul-05	plus 18m	\$16,900,933	(\$16,754,422)	(\$232,501)
Adams HS	1,335	new	Aug-06	Met	\$36,728,095	(\$37,651,305)	(\$923,210)
Hay HS	1,232	reno	Jun-05	plus 11m	\$34,749,207	(\$36,749,137)	(\$1,999,930)
Memorial	631	new	Aug-05	Met	\$14,615,213	(\$15,374,301)	(\$759,088)
Success Tech	400	reno	May-04	plus 1m	\$7,990,764	(\$7,372,636)	\$618,128
Riverside	436	new	Aug-05	Met	\$11,770,172	(\$12,337,874)	(\$567,702)
East High Gym			Nov-03	Met	\$6,221,336	(\$6,648,138)	(\$426,802)
Warner Demo					\$361,122	(\$347,207)	\$13,915
Woodhill Demo					\$685,286	(\$516,016)	\$169,270
Warm, Safe, Dry			Dec-05	Met	\$78,941,202	(\$53,403,930)	\$25,537,272
Adams Site					\$0	(\$723,849)	(\$723,849)
Memorial Demo					\$0	(\$609,235)	(\$609,235)
Totals					\$225,527,914	(\$205,973,747)	\$19,554,167

Segment 2: originally 13 schools, cut to seven. The segment was projected as of the end of September to be 9.5 percent over budget. All schools are open.

- All schools were in the closeout phase.
- Commissioning of the heating, ventilation and air-conditioning (HVAV) system was to be completed this month at Franklin D. Roosevelt.
- At James Rhodes High School, all work was completed except HVAC commissioning and installation of exterior handrails.

Segment 2 Projected Under/(over) student Occupancy **Performance Budget** schools, 2003-06 capacity scope target vs. target w/changes spending budget Warner 570 new Jul-06 plus 10m \$15,348,461 (\$16,027,253) (\$678,792)Mound* 450 new \$40,278 (\$40,281)(\$3)\$13,042,017 (\$539,441)Morgan 480 Jul-06 plus 10m (\$13,581,458)new Martin 490 Jul-06 plus 1m \$8,641,685 (\$8,998,684) (\$356.999)reno Roosevelt 1,115 Jul-06 plus 13m \$14,232,255 (\$16,435,645)(\$2,203,390)reno Gibbons 351 Jun-06 \$9,779,954 (\$726,447)plus 2m (\$10,506,401) new Jun-06 Bethune 500 reno plus 2m \$8,902,994 (\$9,805,082) (\$902,088)Hayes HS* 800 \$822,484 (\$822,486)new (\$2)\$173,723 Jefferson Relief* 785 (\$173,725)(\$2)new Willson* 574 \$448,459 (\$602.838)(\$154,379)new Rhodes 1,005 May-07 plus 9m** \$22,491,509 (\$25,170,292) (\$2,678,783)reno West Side Relief Jun-06 \$523,078 (\$917,794)(\$394,716)HS Willson LFI Demo \$0 (\$317,112)(\$317,112)Totals \$94,446,902 (\$103,399,051) (\$8,952,154)

Segment 3: originally 14 schools, reduced to 9 K-8s. The segment was projected at September's end to be 21.9 percent over budget.

- Work at Garfield (3800 West 140th Street) this month was to focus on finish painting and installation of light fixtures, ceiling grids and flooring as well as on completion of exterior walks and curbs curbs and walks and start-up of the heating/ventilation/air-conditioning unit.
- Similar work was occurring at R.G. Jones (4550 West 150th Street) and Artemus Ward (4315 West 140th Street).
- The focus for October at Patrick Henry (11901 Durant Ave.), will be installation of windows, wall panels and drywall, painting, and exterior grading/paving.
- Roofing is complete at Buhrer (1600 Buhrer Ave.), and window installation, painting and ceiling work is ongoing, as is paving preparation.

^{*}moved to other segment or put on hold

^{**} school partially occupied during renovation

- Up next at Wade Park (7600 Wade Park Ave.): completion of load-bearing masonry and brick veneer, continuation of roofing and the start of windows.
- The goal at East Clark (885 East 146th Street) for October was completion of bearing masonry, continuation of truss, joist and decking work, and the start of brick veneer installation.
- Work on second-floor and roof joists and decking was the focus for Harvey Rice (11529 Buckeye Road), as was the start of brick veneer work.
- At the new Willson, about 30 blocks east of the current building on E. 55th Street, workers are installing utilities, foundations and concrete slabs.
- Window stabilization at Window Stabilization at Empire, John Marshall and Paul Revere, which is being done as part of Segment 3, is to be completed in November.
- Latest scheduled occupancy dates: Dec. 2008: Ward, Jones, Garfield. March 2009: Henry, Buhrer. April 2009: Wade Park, Rice, East Clark; December 2009: Willson.

Segment 3 schools, 2004-07	student capacity	scope	Occupancy target	Performance vs. target	Budget w/changes	Projected spending	Under/(over) budget
Wade Park	501	new	Dec-08	plus 4m***	\$12,473,064	(\$15,383,474)	(\$2,910,410)
East Clark	450	new	Dec-08	plus 4m***	\$13,892,376	(\$14,532,467)	(\$640,091)
Patrick Henry	450	new	Aug-08	plus 7m***	\$12,289,813	(\$16,040,711)	(\$3,750,898)
Buhrer	350	new	Dec-08	plus 3m***	\$9,977,906	(\$13,542,957)	(\$3,565,051)
Mooney*	575	new			\$292,103	(\$371,199)	(\$79,096)
Mooney Demo					\$ 1,273,290	(\$1,135,381)	\$ 137,909
Garfield	426	new	Aug-08	plus 4m***	\$11,610,319	(\$14,984,523)	(\$3,374,204)
Jones	450	new	Aug-08	plus 4m***	\$11,764,356	(\$13,684,657)	(\$1,920,301)
A. Ward	450	new	Aug-08	plus 4m***	\$11,689,572	(\$13,821,804)	(\$2,132,232)
Harvey Rice	450	new	Dec-08	plus 4m***	\$13,683,580	(\$16,046,646)	(\$2,363,066)
West Side Relief							
HS*					\$668,653	(\$1,358,859)	(\$690,206)
Willson, LFI demo	574	new	Mar-09	plus 9m***	\$12,099,809	(\$15,264,747)	(\$3,164,938)
Totals					\$111,714,849	(\$136,167,425)	(\$24,452,584)
				4441 11 1			

^{*}moved to other segment or put on hold

Segment 4: originally 15 schools, reduced to 10 pre-K-8s. The segment was projected as of the end of September to be about 18.4 percent over budget.

- The segment formerly had 11 schools, but the new Master Plan deletes Audubon from schools slated to receive co-funded improvements..
- Contracts have been awarded for the Euclid Park (off Ansel Road between Kosciuszko and Pulaski avenues) and Jamison (13905 Harvard Ave.) projects. Bidding is to occur this fall for George Washington Carver (2201 East 49th Street), Charles Dickens (3552 East 131st Street), Anton Grdina (3050 East 77th Street), Thomas Jefferson (3145 West 46th Street), and Adlai Stevenson (3938 Jo Ann Drive).
- Building demolitions and grading are complete at Moses Cleaveland (site of the new Jamison), Charles Lake (9201 Hillock Ave.) and Corlett (for Dickens). The old Thomas Jefferson has been demolished, but major site improvements are

^{***}baseline target already postponed

- needed before the land will be suitable for constructionc. Nearby houses still remain to be demolished.
- Demolition of George Washington Carver (2201 East 49th St.) and Nathan Hale (3588 Martin Luther King Jr. Drive) began in September. Bids were to be awarded this month for demolition of properties purchased for the new Mound K-8 (5405 Mound Ave.) in the Slavic Village area. The current Grdina is to be demolished in 2010, after the new one is built.
- Under the new Master Plan, Audubon (3055 Martin L. King Jr. Drive) will not be included in the construction program co-funded by the Ohio School Facilities Commission. It is to receive some locally funded improvements in a later segment.
- An underground review at the Grdina site found the need for major remedial work, and new cost estimates are awaiting completion a review of the existing sewer system.
- Problems arose with architectural drawings for Lake, but the District has decided to retain the original architect. The occupancy target has been moved back to January 2011. The Lake students are attending classes at the Louis Pasteur school.
- At least five of the schools (Nathan Hale, Euclid Park, Dickens, Stevenson and Grdina) are to have geothermal heating/cooling systems. Lake is to be designed with a conventional heating system that can be adapted to a geothermal source. Mound is to feature a number of other environmentally friendly design elements.
- Segment 4 designs are the program's first to specifically accommodate the District's universal Pre-Kindergarten strategy and the 20-1 student-teacher ratio specified in the District's new contract with the Cleveland Teachers Union for kindergarten through third grade.
- Latest scheduled occupancy dates: August 2010: Jamison, Carver, Euclid Park; Jan. 2011: Dickens, Grdina, Stevenson, Lake, Jefferson, Hale, Mound.

Segment 4 schools, 2005-08	student capacity	scope	Occupancy target	Performance vs. target	Budget w/changes	Projected spending	Under/(over) budget
Dickens	450	new	Jul-09	plus 18m***	\$12,494,986	(\$14,514,789)	(\$2,019,803)
Corlett Demo					\$306,983	(\$587,785)	(\$280,802)
Euclid Park	351	new	May-09	Plus 15m***	\$11,863,598	(\$13,540,537)	(\$1,676,939)
Lake	400	new	May-09	plus 20m***	\$10,839,836	(\$13,401,352)	(\$2,561,516)
Jefferson	785	new	Aug-09	plus 17m***	\$19,180,034	(\$21,390,547)	(\$2,210,513)
Mound	450	new	Aug-09	plus 16m***	\$12,357,938	(\$15,316,511)	(\$2,958,573)
Grdina	540	new	Sep-09	plus 16m***	\$15,353,878	(\$16,138,442)	(\$784,564)
Audubon*	450	new	Sep-09	plus 11m***	\$15,923,999	(\$15,923,999)	\$0
Carver	450	new	Jun-09	plus 14m***	\$12,573,569	(\$16,005,014)	(\$3,431,445)
Hale	400	new	Jul-09	plus 18m***	\$11,003,699	(\$14,814,609)	(\$3,810,910)
Jamison	450	new	May-09	plus 15m***	\$12,128,122	(\$14,981,053)	(\$2,852,931)
Cleaveland Demo					\$531,655	(\$1,016,889)	(\$485,234)
Stevenson	450	new	Aug-09	plus 17m***	\$10,805,208	(\$14,439,828)	(\$3,634,620)
Totals					\$145,363,617	(\$172,071,355)	(\$26,707,850)
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^{***} baseline target already postponed

^{*}deleted from Master Plan

Segment 5: The new Segment 5 approved as part of the revised Master Plan in late July 2008 includes 4 high schools (including a K-12) and seven preK-8 schools. The District intends to begin design work for Segment 5 as soon as it can reach agreement with the OSFC on the new Master Plan.

However, two impediments have arisen:

- The OSFC will not allow Segment 5 to begin until the District has the money to finish the Segment. To provide that money, the District had planned to issue \$70 million in notes by competitively bid sale on Sept. 23. Unfortunately the turmoil that has marked the financial markets for some time came to a head in the weeks immediately preceding the planned sale with the failures of major financial institutions. The market for such notes became extremely limited, so the District elected to postpone the sale until conditions were more favorable. Interest rates that borrowers must pay jumped during that period, and a couple of Ohio government entities were unable to sell notes that they were offering. The District has not disclosed when it might offer the notes again or whether it will restructure its offering.
- The OSFC staff has determined that the District's plan for a new West Side Relief High School in Segment 5 does not conform to OSFC policy. In general, that policy does not allow for construction of a new high school if the District has other high schools that could be renovated for two-thirds or less of the cost of building a new one. In this case, Lincoln-West and perhaps Martin Luther King. Jr. high schools fit that description.

Under its rules, the OSFC staff does not consider whether renovating Lincoln-West would, as we believe based on statistical analysis, fail to relieve overcrowding in the high schools on Cleveland's West Side. The OSFC only looks at enrollment district-wide, not at a particular area of a District. The policy also does not provide for consideration of the impracticality and expense of transporting overflow West Side students to a renovated though distant MLK High, for example.

In the Cleveland District, as the BAC has noted, enrollment at the three West Side high schools has grown over the last decade – to the point that high school students are going to class in satellite elementary schools -- while enrollment has declined sharply in most other high schools anchoring the District's academic neighborhoods. An OSFC staff member has acknowledged that while the policy works well for the vast majority of Ohio districts, it is not practically appropriate for large urban districts, such as Cleveland. Nonetheless, the staff is adhering to the policy until its superiors say otherwise.

In the meantime, officials are conducting a reassessment of Lincoln-West to see whether the cost of renovation, originally assessed in 2002, now would exceed the cost of building a new school. If so, it appears that the District will still need to win a variance from the rule to the extent that the District has any other schools not in the Master Plan, such as MLK, that could be renovated. District officials have said they intend to address the matter with the OSFC in November.

Budget

Using the cost estimates in the Construction Manager's report for September, the co-funded portion of the first four segments will have cost the School District about \$197.1 million of the \$335 million available from Issue 14. With \$42.66 million spent or obligated as of Sept. 30, 2008, for work that the OSFC does not co-fund, that would leave about \$95.24 million of Issue 14 money to fund the District's share of Segment 5 and beyond (not counting any availability of funds from interest, bond premiums and non-bond proceeds). The District Administration's calculation of interest, premiums and non-bond proceeds as of Sept. 30 was \$48.284 million.

In sum, the District had about \$143.52 million available, if it can obtain buyers for its notes and bonds, that could be spent on the co-funded facilities program after Segment 4. However, the availability of that money will be reduced to the extent of the cost of LFI repairs to buildings, such as those that are not part of the Master Plan, and to the extent that the District's share of cost overruns in Segments 3 and 4 exceeds current expectations.

The District Administration's projection of its costs for Segments 5 through 7 under the Master Plan adopted June 30, 2008, is \$155.614 million. The \$12.1 million difference between this total and the total of available funds conceivably could be made up by federal subsidies for technology work at schools in the program.

The District has calculated that voter approval of an additional \$217 million in local taxes will be needed to complete Segments 8-10 of the new Master Plan.

Questions? Contact us:

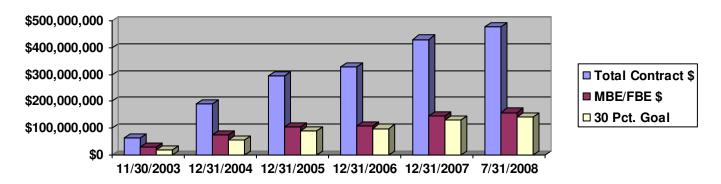
James G. Darr, BAC administrator (216) 987-3309

bondaccountability@hotmail.com

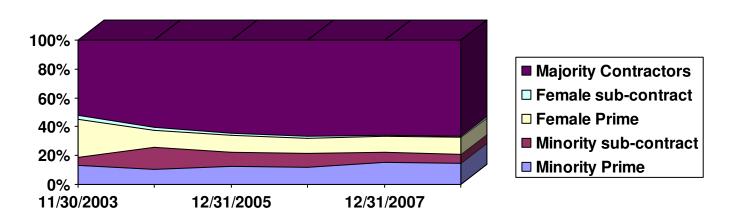
fax: (216) 987-4303

Addendum

Reported DBE Contracting, Subcontracting



Contracting Breakdown, Reported by CMSD



	DB	E Co	ntracting a	nd S	ubcontrac	ting, l	Reported b	y CN	ISD			
As of:	Nov. 30, 2003		Dec. 31, 2004		Dec. 31, 2005		Dec. 31, 2006		Dec. 31, 2007		Jul. 31, 2008	
Total	\$ 63,554,744		\$190,712,749		\$296,143,221		\$329,017,574		\$431,109,390		\$476,864,050	
Majority	\$ 33,300,481		\$114,887,126		\$191,243,710		\$220,085,888		\$284,353,575		\$318,171,801	
MBE	\$ 8,323,024	13.1%	\$ 19,822,227	10.4%	\$ 36,467,765	12.3%	\$ 38,962,005	11.8%	\$ 63,871,610	14.8%	\$ 68,370,453	14.3%
MBE Sub	\$ 3,424,107	5.4%	\$ 28,592,705	15.0%	\$ 29,730,479	10.0%	\$ 30,526,746	9.3%	\$ 31,225,791	7.2%	\$ 31,697,941	6.7%
FBE	\$ 17,087,413	26.9%	\$ 23,044,715	12.1%	\$ 33,884,662	11.4%	\$ 34,551,358	10.5%	\$ 46,752,526	10.8%	\$ 53,765,030	11.3%
FBE Sub	\$ 1,419,719	2.2%	\$ 4,365,976	2.3%	\$ 4,816,605	1.6%	\$ 4,891,577	1.5%	\$ 4,902,888	1.1%	\$ 4,858,825	1.0%
MBE-FBE	Total	47.0%		41.0%		35.0%		33.0%		33.0%		33.3%
MBE-FBE	Goal	30%		30%		30%		30%		30%		30%

Project Workforce	Total Hrs.	Minority	Hrs.	Female	Hrs.	CMSD H	lrs.
Warm, Safe, Dry							
WSD Group 1	24,060.63	8,015.25	33.31%	343.50	1.43%	5,502.00	22.87%
WSD Group 2	7,885.00	1,781.25	22.59%	718.00	9.11%	1,686.50	
WSD Group 3	17,442.00	2,418.00	13.86%	534.50	3.06%	3,362.00	
WSD Group 4	13,590.25	1,840.25	13.54%	568.50	4.18%	2,425.75	
WSD Group 5	19,095.50	3,095.00	16.21%	1,618.50	8.48%	4,019.50	
WSD Group 6	19,189.53	2,164.75	11.28%	748.00	3.90%	3,095.75	
WSD Group 7	11,016.00	1,652.00	15.00%	766.00	6.95%	2,111.50	
WSD Group 8	23,426.25	3,770.10	16.09%	312.00	1.33%	5,504.80	
WSD Group 9	21,993.75	6,723.50	30.57%	227.00	1.03%	4,026.50	
Totals	157,698.91	31,460.10	19.95%		3.70%	·	
Segment 1							
AJ Rickoff	115,099.20	27,894.00	24.23%	2,073.00	1.80%	23,541.25	20 45%
John Adams	238,686.70	54,562.75	22.86%	8,380.00	3.51%	47,396.25	
John Hay	273,741.30	69,465.75	25.38%	17,346.50	6.34%	66,141.00	
Memorial	93,363.57	19,957.72	21.38%	3,733.10	4.00%	18,573.35	
Miles Park	97,770.86	17,635.04	18.04%	3,313.50	3.39%	13,066.36	
Riverside	67,764.14	-	13.54%	2,859.00	4.22%	16,056.00	
SuccessTech Phase 1 Inter	3,372.50		3.90%	40.00	1.19%	-	22.61%
SuccessTech Phase 2	21,299.75	2,326.00	10.92%	871.00	4.09%		
East High Gym	37,682.05	6,882.50	18.26%	1,209.00	3.21%	7,056.00	
Woodhill-Quincy	1,628.75	1,511.25	92.79%	0.00	0.00%		60.89%
Totals	950,408.82	209,545.10	22.05%		4.19%		
Segment 2							
Warner	94,189.20	13,974.70	14.84%	1,760.50	1.87%	12,751.00	13 54%
Warner Sitework	81.00	21.50	26.54%	0.00	0.00%	·	18.52%
Daniel Morgan	79,444.25	13,057.50	16.44%	1,161.75	1.46%	9,974.75	
FDR	64,394.00	9,499.75	14.75%	4,834.00	7.51%	11,298.50	
Mary Martin	46,405.50	7,431.00	16.01%	1,337.00	2.88%	7,128.50	
Hannah Gibbons	54,967.75	11,160.75	20.30%	2,600.25	4.73%	9,386.25	
Hannah Gibbons School	47,569.25	9,770.25	20.54%	2,481.25	1.7070	7,997.75	
Mary Bethune	50,887.50	10,696.50	21.02%	3,462.25	6.80%	7,463.75	
James Rhodes	158,519.40		15.06%	7,067.00	4.46%	23,301.25	
James Rhodes Garage	1,212.00		5.94%	32.00	11 10 70	372.00	
Totals	597,669.85	99,562.20	16.66%		4.14%		
Coamont 2							
Segment 3 Artemus Ward	61,009.75	7,198.50	11.80%	1,528.50	2.50%	10,539.00	17 30%
Buhrer	28,305.25	4,129.00	14.59%	771.00	2.70%	5,941.50	
East Clark	8,816.25	1,596.50	18.11%	435.00	4.90%	1,485.00	
Garfield	40,068.00	6,244.50	15.58%	1,249.00	3.10%	5,022.00	
Harvey Rice	10,714.00	1,285.00	11.99%	0.00	0.00%	1,317.50	
Patrick Henry	40,550.00	6,478.50	15.98%	1,005.00	2.50%	7,226.50	
RG Jones	60,123.25	9,082.25	15.11%	3,137.25	5.20%	5,561.50	
Wade Park	21,508.55	-	20.75%	561.00	2.60%	5,621.40	
Willson	3,176.25		36.16%	17.50	0.55%		29.40%
Totals	274,271.30		15.18%		3.17%		
							9

Project	Total Hrs.	Minori	ty Hrs.	Female	Hrs.	CMSD	Hrs.
Segment 4							
Moses Cleaveland	2,546.25	1,875.75	73.67%	0.00	0.00%	1,485.00	58.32%
Charles Lake	620.50	22.50	3.63%	0.00	0.00%	62.50	10.07%
Euclid Park	1,231.75	60.00	4.87%	0.00	0.00%	60.00	4.87%
Thomas Jefferson	207.00	0.00	0.00%	0.00	0.00%	5.00	2.42%
Totals	4,605.50	1,958.25	42.52%	0.00	0.00%	1,612.50	35.01%
Other projects							
Administration Bl	3,957.50	103.50	2.62%	19.00	0.50%	103.50	2.60%
Collinwood Maso	15,781.00	1,422.00	9.01%	659.00	4.18%	2,058.50	13.04%
Facelift	32,520.50	17,211.00	52.92%	4,099.00	12.60%	19,159.50	58.92%
Giddings	980.00	366.50	37.40%	0.00		201.50	
John Raper FERP	400.50	233.00	58.18%	0.00	0.00%	13.00	3.25%
McKinley FERP	386.75	214.50	55.46%	0.00	0.00%	0.00	0.00%
Alfred Benesch	150.00	78.00	52.00%	0.00	0.00%	86.00	57.30%
Bratenahl	9,270.25	1,198.50	12.93%	675.50	7.29%	1,750.25	18.88%
Giddings	980.00	366.50	37.40%	0.00	0.00%	201.50	20.56%
Rhodes Garage	1,212.00	72.00	5.94%	32.00	2.64%	372.00	30.69%
Totals	65,638.50	21,265.50	32.40%	5,484.50	8.36%	23,945.75	36.48%

*** Workforce data reported by CMSD as of 8/31/2008