



# Susan B. Greenberger

Partner



Susan Greenberger practices education law, nonprofit law, and developmental disabilities law, with emphasis on novel models for delivery of education; school district sponsored community schools; school and other public entity consortia; alternative approaches to education of at-risk and other unconventional students; school finance, including defensive and preemptive strategies for maximizing funding (and reducing risks to funding); development and negotiation of alternative sources of revenue (e.g., beverage contracts, advertisement agreements, cell tower leases); other unusual contracts; ethics law compliance; and litigation.

Susan represents school districts, county boards of developmental disabilities, councils of governments, other public entities, and nonprofit boards throughout Ohio. She regularly represents clients vis-à-vis the Ohio Department of Education and other regulatory agencies. Susan was a member of the litigation team that successfully challenged the constitutionality of Ohio's school funding laws in *DeRolph v. State* and was also a member of the litigation team that successfully defended county boards of developmental disabilities against challenge to boards' oversight of Medicaid service providers in *Thompson v. Hayes*.

She is a former Adjunct Assistant Professor at The Ohio State University Moritz College of Law and a former Assistant Attorney General for the State of Wisconsin. Susan was also a Law Clerk to Judge Barbara B. Crabb of the U.S. District Court for the Western District of Wisconsin.

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## CONTACT INFORMATION

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## COLUMBUS OFFICE

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## INDUSTRIES & PRACTICES

Education Law  
Public Sector  
Education (Pre-K to 12)

## Bar Admissions & Activities

- Member, Ohio State Bar Association; Columbus Bar Association; State Bar of Wisconsin
- Admitted, United States Supreme Court; United States District Court, Southern District of Ohio

## Education

- University of Wisconsin Law School (J.D., *summa cum laude*, 1979); Order of the Coif
- University of Wisconsin, Graduate School of Social Work (M.S.S.W., 1975)
- University of California at Berkeley (A.B., with Great Distinction, 1973); Phi Beta Kappa

## Professional & Community Activities

- Member, Ohio Council of School Board Attorneys
- Member, National School Boards Association



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## Experience

### Public school funding prosecution

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Served as a member of the trial team that prosecuted four successful constitutional challenges to Ohio's system of funding public schools on behalf of over 500 school districts, resulting in substantial additional funding for school facilities.

### Medicaid service contracts

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Trial Counsel for local county boards serving persons with developmental disabilities in defense of an action brought by private providers seeking to eliminate service contracts between county boards and private providers as mandated by state and federal Medicaid law.

### Misapplied school foundation funding

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Obtained a favorable decision in a \$40 million lawsuit filed on behalf of three large metropolitan school districts against the Ohio Department of Education claiming that ODE misapplied the statutory school foundation funding formula to the detriment of the school districts.

### Calculation of state foundation funding

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Recovered \$6 million in an action against the Ohio Department of Education in a matter involving the calculation of state foundation funding for public school systems.

### Calculation of state foundation funding

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Recovered \$7.2 million on behalf of the Dayton Public School District in a matter involving the calculation of state foundation funding for public school systems.