

**From:** [Mike Ranchino](#)  
**To:** [Jones, Diane](#); [Frola, Michael](#)  
**Cc:** [Puffer, Rhonda](#); [Mecca, Shari](#); [John F. Kennedy](#)  
**Subject:** ECA Follow-up and Thank You  
**Date:** Saturday, December 1, 2018 8:02:45 PM

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Department of Education Team,

Thank you for your time and engagement yesterday. We appreciate your willingness to meet with us and the opportunity to share the business plan on how ECA will operate under the direction of the federal court and receiver.

We understand that your team is processing the information we shared. Should there be additional questions or data needed, we stand at the ready to respond.

Thanks for acting with urgency in your deliberations.

Our contact information is below:

John Kennedy  
[jkennedy@jamesbatesllp.com](mailto:jkennedy@jamesbatesllp.com)  
Cell (b)(6)

Mike Ranchino  
[Michael.ranchino@ecacolleges.com](mailto:Michael.ranchino@ecacolleges.com)  
Cell (b)(6)

**Mike Ranchino**

EVP/Chief Financial Officer

**Education Corporation of America**

220 North Green Street  
Chicago, IL 60607

direct (b)(6)  
[michael.ranchino@ecacolleges.com](mailto:michael.ranchino@ecacolleges.com) | [www.ecacolleges.com](http://www.ecacolleges.com)

**From:** [John F. Kennedy](#)  
**To:** [Frola, Michael](#)  
**Cc:** [Mike Ranchino](#); [Roger Swartzwelder](#); [James Banter](#); [Mecca, Shari](#); [Deena Becham](#)  
**Subject:** RE: ECA Update  
**Date:** Tuesday, November 27, 2018 6:41:34 PM  
**Attachments:** [image001.png](#)

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Dear Mr. Frola:

Thank you for your response to my email. I appreciate the offer to meet by phone next week. However, due to the time sensitivities of the matter, I respectfully request an earlier meeting with you. Also, an in person meeting would be much preferred and as I am willing to travel to you, I would ask that you allow me to appear for the time allotted for a phone call.

Thank you for your cooperation and a timely response.

John F Kennedy

**John F. Kennedy**  
Partner

**JAMES-BATES-BRANNAN-GROOVER-LLP**

[jamesbatesllp.com](http://jamesbatesllp.com)  
231 Riverside Drive  
Macon, GA 31201  
O: 478-749-9981  
F: 478-742-8720

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---

**From:** Frola, Michael [<mailto:Michael.Frola@ed.gov>]  
**Sent:** Monday, November 26, 2018 4:12 PM  
**To:** John F. Kennedy  
**Cc:** Mike Ranchino; Roger Swartzwelder; James Banter; Mecca, Shari; Deena Becham; Frola, Michael  
**Subject:** RE: ECA Update

Dear Mr. Kennedy,

Thank you for your email. We are available early next week to meet by phone.

We can meet next Monday, December 3<sup>rd</sup> between 10 am - noon est. or Tuesday, December 4<sup>th</sup> between 10:00 - 11:00 am est.

Please email me back a date and time that works for you and I'll set up the invite.

Sincerely,  
Michael Frola

Director  
Multi-Regional and Foreign School Participation Division  
Office: (202) 377-3364  
[michael.frola@ed.gov](mailto:michael.frola@ed.gov)  
[StudentAid.gov](http://StudentAid.gov)



---

**From:** Deena Becham [<mailto:dbecham@jamesbatesllp.com>]  
**Sent:** Wednesday, November 21, 2018 2:24 PM  
**To:** Frola, Michael  
**Cc:** Mike Ranchino; Roger Swartzwelder; John F. Kennedy; James Banter  
**Subject:** ECA Update

Dear Mr. Frola:

I am John F. Kennedy, a partner at the law firm of James-Bates-Brannan-Groover, LLP, in Macon and Atlanta, Georgia. I have been appointed as the Receiver for Education Corporation of America by Judge Tillman Self sitting in the U.S. District Court for the Middle District of Georgia in Macon. I am writing to introduce myself to you and to open an avenue for dialogue regarding ECA's continued participation in the Title IV programs.

I understand that ECA has sent you a copy of the Order entered by Judge Self that placed ECA in federal receivership. The Order acknowledges not only that ECA is in a challenging financial position, but also that the Court was persuaded that ECA has devised a realistic and workable restructuring plan. The plan, with the protection provided by the receivership, will allow the underperforming campuses to complete an orderly teachout of the current students so as to avoid potential harm and disruption to the students and then closure of these campuses, and simultaneously position the viable campuses to continue to operate without disruption under new ownership. I have spent significant time with ECA management and reviewed the restructuring plan, and I feel confident that this plan can succeed. This success, however, depends in large part on ECA's uninterrupted access to Title IV funds.

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John F. Kennedy

(Sent on behalf of John F. Kennedy)

**Deena Becham**  
Legal Assistant

**JAMES-BATES-BRANNAN-GROOVER-LLP**

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**To:** [John F. Kennedy](#)  
**Cc:** [Mike Ranchino](#); [Roger Swartzwelder](#); [James Banter](#); [Mecca, Shari](#); [Deena Becham](#)  
**Subject:** Re: ECA Update  
**Date:** Wednesday, November 28, 2018 4:13:04 PM  
**Attachments:** [image001.png](#)  
[image001.png](#)

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Sincerely,  
Mike Frola

Sent from my iPhone

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Partner

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**Sent:** Monday, November 26, 2018 4:12 PM

**To:** John F. Kennedy

**Cc:** Mike Ranchino; Roger Swartzwelder; James Banter; Mecca, Shari; Deena Becham; Frola, Michael

**Subject:** RE: ECA Update

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Sincerely,

**Michael Frola**

Director

Multi-Regional and Foreign School Participation Division

Office: (202) 377-3364

[michael.frola@ed.gov](mailto:michael.frola@ed.gov)

[StudentAid.gov](http://StudentAid.gov)



---

**From:** Deena Becham [<mailto:dbecham@jamesbatesllp.com>]

**Sent:** Wednesday, November 21, 2018 2:24 PM

**To:** Frola, Michael

**Cc:** Mike Ranchino; Roger Swartzwelder; John F. Kennedy; James Banter

**Subject:** ECA Update

Dear Mr. Frola:

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I look forward to speaking with you. Warmest regards,

John F. Kennedy

(Sent on behalf of John F. Kennedy)

**Deena Becham**  
**Legal Assistant**

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**From:** [John F. Kennedy](#)  
**To:** [Frola, Michael](#)  
**Cc:** [Mike Ranchino](#); [Roger Swartzwelder](#); [James Banter](#); [Mecca, Shari](#); [Deena Becham](#)  
**Subject:** RE: ECA Update  
**Date:** Wednesday, November 28, 2018 6:50:09 PM  
**Attachments:** [image001.png](#)

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Mr. Frola: Thank you very much for your response and offer to meet. I will be in DC on Friday and available anytime except 11:30 am -1:00 pm. Mike Ranchino, the CFO of ECA, will be with me. Again, thank you for making time to meet with us.  
John

---

**From:** Frola, Michael [<mailto:Michael.Frola@ed.gov>]  
**Sent:** Wednesday, November 28, 2018 4:13 PM  
**To:** John F. Kennedy  
**Cc:** Mike Ranchino; Roger Swartzwelder; James Banter; Mecca, Shari; Deena Becham  
**Subject:** Re: ECA Update

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Sincerely,  
Mike Frola

Sent from my iPhone

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**Partner**

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**From:** Frola, Michael [<mailto:Michael.Frola@ed.gov>]

**Sent:** Monday, November 26, 2018 4:12 PM

**To:** John F. Kennedy

**Cc:** Mike Ranchino; Roger Swartzwelder; James Banter; Mecca, Shari; Deena Becham; Frola, Michael

**Subject:** RE: ECA Update

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Sincerely,

**Michael Frola**

Director

Multi-Regional and Foreign School Participation Division

Office: (202) 377-3364

[michael.frola@ed.gov](mailto:michael.frola@ed.gov)

[StudentAid.gov](http://StudentAid.gov)



---

**From:** Deena Becham [<mailto:dbecham@jamesbatesllp.com>]

**Sent:** Wednesday, November 21, 2018 2:24 PM

**To:** Frola, Michael

**Cc:** Mike Ranchino; Roger Swartzwelder; John F. Kennedy; James Banter

**Subject:** ECA Update

Dear Mr. Frola:

I am John F. Kennedy, a partner at the law firm of James-Bates-Brannan-Groover, LLP, in Macon and Atlanta, Georgia. I have been appointed as the Receiver for Education Corporation of America by Judge Tillman Self sitting in the U.S. District Court for the Middle District of Georgia in Macon. I am writing to introduce myself to you and to open an avenue for dialogue regarding ECA's continued participation in the Title IV programs.

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(Sent on behalf of John F. Kennedy)

**Deena Becham**  
Legal Assistant

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**From:** [John F. Kennedy](#)  
**To:** [Frola, Michael](#)  
**Cc:** [Mike Ranchino](#); [Roger Swartzwelder](#); [James Banter](#); [Mecca, Shari](#); [Deena Becham](#)  
**Subject:** Re: ECA Update  
**Date:** Friday, November 30, 2018 11:18:39 AM

---

Thank you Mr. Frola. We look forward to meeting with everyone.

Sent from my iPhone

On Nov 30, 2018, at 10:09 AM, Frola, Michael <[Michael.Frola@ed.gov](mailto:Michael.Frola@ed.gov)> wrote:

Mr. Kennedy,  
Thanks for the email. Please note that Diane Jones the Principal Deputy Under Secretary and Jim Manning the Acting Chief Operating Officer of FSA will be joining us today.  
Sincerely,  
Mike Frola

---

**From:** John F. Kennedy [<mailto:jkennedy@jamesbatesllp.com>]  
**Sent:** Friday, November 30, 2018 10:02 AM  
**To:** Frola, Michael  
**Cc:** Mike Ranchino; Roger Swartzwelder; James Banter; Mecca, Shari; Deena Becham  
**Subject:** Re: ECA Update

Mr. Frola: Thank you for your email. Mike Ranchino and I look forward to meeting with you at 2:30 pm today at your office.  
I will forward to you in a few minutes some material about the Receivership plans I have in working for Judge Self to move ECA forward that I hope will assist you and our discussion today.  
Again, thank you for your time and consideration.  
John

Sent from my iPhone

On Nov 29, 2018, at 9:30 AM, Frola, Michael <[Michael.Frola@ed.gov](mailto:Michael.Frola@ed.gov)> wrote:

Mr. Kennedy,  
We can meet tomorrow at 2:30 pm est. Our address is 830 First Street, NE Washington DC 20202. Please call me once you enter the building at 202-377-3364 and I'll come down and escort you to the meeting room.  
Also, please note it will take about 5 minutes to clear security and get checked in.  
Sincerely,  
Mike



---

**From:** John F. Kennedy [<mailto:jkennedy@jamesbatesllp.com>]  
**Sent:** Wednesday, November 28, 2018 6:47 PM  
**To:** Frola, Michael  
**Cc:** Mike Ranchino; Roger Swartzwelder; James Banter; Mecca, Shari; Deena Becham  
**Subject:** RE: ECA Update

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Partner

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<image001.png>

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**Sent:** Wednesday, November 21, 2018 2:24 PM

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Dear Mr. Frola:

I am John F. Kennedy, a partner at the law firm of James-Bates-Brannan-Groover, LLP, in Macon and Atlanta, Georgia. I have been appointed as the Receiver for Education Corporation of America by Judge Tillman Self sitting in the U.S. District Court for the Middle District of Georgia in Macon. I am writing to introduce myself to you and to open an avenue for dialogue regarding ECA's continued participation in the Title IV programs.

I understand that ECA has sent you a copy of the Order entered by Judge Self that placed ECA in federal receivership. The Order acknowledges not only that ECA is in a challenging financial position, but also that the Court was persuaded that ECA has devised a realistic and workable restructuring plan. The plan, with the protection provided by the receivership, will allow the underperforming campuses to complete an orderly teachout of the current students so as to avoid potential harm and disruption to the students and then closure of these campuses, and simultaneously position the viable campuses to continue to operate without disruption under new ownership. I have spent significant time with ECA management and reviewed the restructuring plan, and I feel confident that this plan can succeed. This success, however, depends in large part on ECA's uninterrupted access to Title IV funds.

I would like to schedule a meeting or conversation with you at your earliest convenience to discuss ECA's status with the Department, to outline my experience as a receiver and my initial thoughts regarding the ECA receivership, and to determine how we can address the Department's concerns so that federal funds may continue to flow uninterrupted and ECA's restructuring plan can be successful. The issues with which ECA is now dealing are extremely time sensitive and the decisions of the Department are critical to the success of ECA's plan. I am requesting and would be most appreciative of the opportunity to meet with you and will do so, if you allow, at any time and place you set. I am available anytime beginning Monday morning November 26, forward.

I also understand that the annual Federal Student Aid conference is in Atlanta Tuesday-Friday next week. I and members of the ECA management team also will be in Atlanta for meetings next week. If Monday is not workable, would it be possible for us to schedule a face-to-face meeting at your convenience while we all are in Atlanta? We can be flexible anytime.

Thank you for your consideration. If a face-to-face meeting next week is not possible, then I would like to arrange a call with you at your earliest opportunity.

I look forward to speaking with you. Warmest regards,

John F. Kennedy

(Sent on behalf of John F. Kennedy)

**Deena Becham**  
**Legal Assistant**

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