

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SHARONELL FULTON, CECELIA  
PAUL, TONI LYNN SIMMS-BUSCH,  
and CATHOLIC SOCIAL SERVICES,

*Plaintiffs,*

v.

CITY OF PHILADELPHIA,  
DEPARTMENT OF HUMAN  
SERVICES FOR THE CITY OF  
PHILADELPHIA, and  
PHILADELPHIA COMMISSION ON  
HUMAN RELATIONS,

*Defendants,*

and

SUPPORT CENTER FOR CHILD  
ADVOCATES and PHILADELPHIA  
FAMILY PRIDE,

*Intervenor-Defendants.*

Civil Action No. 18-2075

Assigned to the Honorable Judge  
Tucker

**PLAINTIFFS' UNOPPOSED MOTION FOR STAY**

Plaintiffs respectfully request that this Court stay further proceedings in this case pending the outcome of Plaintiffs' petition for certiorari to the U.S. Supreme Court. The Defendants and Defendant-Intervenors do not oppose this motion. In support thereof, Plaintiffs state the following:

1. On July 26, 2018, the Court, in response to an inquiry from Defendants regarding proceedings while Plaintiffs' appeal of the preliminary injunction motion

was pending, ordered that “Defendants’ deadline for filing an answer or response to Plaintiffs’ Complaint (Doc. 1) is CONTINUED until further order of the Court.”

2. This Court has not yet lifted that continuance nor set any additional deadlines. The mandate was issued by the Third Circuit on May 14, 2019, returning jurisdiction to this Court.

3. Plaintiffs will seek certiorari to the U.S. Supreme Court. Their petition is due in July and will be considered this fall.

4. Given the complex issues involved in this matter and the potential for guidance from the Supreme Court, a stay of proceedings is warranted to conserve judicial resources while the petition is pending.

WHEREFORE, Plaintiffs respectfully request that the Court stay all further proceedings in this case pending the disposition of Plaintiffs’ petition for certiorari to the Supreme Court.

Dated: May 14, 2019

Respectfully submitted,

/s/ Mark Rienzi

Mark Rienzi (admitted *pro hac vice*)  
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*Counsel for Plaintiffs*

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**[PROPOSED] ORDER**

**AND NOW**, on this \_\_\_\_\_ day of \_\_\_\_\_, upon consideration of Plaintiffs’

Unopposed Motion for Stay, **IT IS ORDERED AS FOLLOWS:**

Plaintiffs’ Unopposed Motion for Stay dated May 14, 2019 is granted. All further proceedings in this case are stayed pending the disposition of Plaintiffs’ petition for certiorari to the Supreme Court.

BY THE COURT:

\_\_\_\_\_  
Honorable Petrese B. Tucker

**CERTIFICATE OF SERVICE & COMPLAINT**

I hereby certify that on this 14th day of May, 2019, the foregoing document was filed pursuant to the Court's electronic filing procedures using the Court's CM/ECF system. I further certify pursuant to Local Rule of Civil Procedure 7.1(b) that this motion is uncontested.

/s/ Mark Rienzi