

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

SELINA SOULE, a minor, by Bianca
Stanescu, her mother, et al.,

Plaintiffs,

v.

CONNECTICUT ASSOCIATION OF
SCHOOLS d/b/a CONNECTICUT
INTERSCHOLASTIC ATHLETIC
CONFERENCE, et al.,

Defendants.

Case No.: 3:20-cv-00201-RNC

FIRST JOINT STATUS REPORT

May 8, 2020

All parties submit this Joint Status Report.

A. Pending Motions

1. Plaintiffs' Motion for an Expedited Order to Show Cause, filed February 12, 2020, remains pending. Defendants have not responded, and the Court has not set any schedule for briefing.

2. Plaintiffs' Motion to Disqualify pursuant to 28 U.S.C. § 455(a), filed May 8, 2020, is pending.

3. Defendants' Motion to Join the United States Department of Education and Secretary Betsy DeVos, in her official capacity, as parties to this matter, filed on April 20, 2020.

4. On April 24, 2020, the Defendants filed a Request for Pre-filing Conference, as the Defendants anticipate filing several Rule 12 motions. The May 4, 2020 pre-filing conference was not completed, however, due to Plaintiffs' unanticipated disclosure that they would be filing

a motion to disqualify. The pre-filing conference will need to be rescheduled following the resolution of Plaintiffs' Motion to Disqualify, or at the Court's discretion.

B. Discovery

1. The Parties exchanged initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) on April 27, 2020.

2. Plaintiffs served Requests for Production of documents on all named Defendants on April 22, 2020.

3. Plaintiffs served Requests for Admission on all Defendants on April 24, 2020.

The parties conducted a meet and confer concerning certain objections of Defendants to certain of these Requests on May 6, and agreed to explore the feasibility of stipulating to the accuracy of certain records pertaining to high school track competitions and performance in Connecticut.

4. No depositions have yet been taken by either party, and no documents have been produced apart from those produced as part of initial disclosures.

C. Anticipated Motions

1. Following decision of the motion to disqualify, Plaintiffs expect to ask the Court to set a schedule for briefing and deciding Plaintiffs' motion for a preliminary injunction on a schedule that will provide protection during the Winter 2021 track season. Plaintiffs have not yet determined any other motions that may be filed.

2. As indicated previously, the Defendants anticipate filing several Rule 12 motions following the decision on the motion to disqualify and the completion of the pre-filing conference, or sooner if ordered by the Court. The Defendants also anticipate filing motions for summary judgment after the completion of discovery. At this time, the Defendants believe there

is no factual basis for a preliminary injunction hearing before the start of the Winter 2021 track season, and the Defendants reserve their rights to respond to any such request from Plaintiffs.

D. Potential for Settlement

1. The Parties do not presently believe that settlement of this case is likely, or that efforts at mediation would be productive at present.

E. Trial Before a Magistrate Judge

The Parties do not presently expect to consent to trial before a magistrate judge.

F. Length of Trial

Because both fact and expert discovery are just beginning, the parties do not yet have a meaningful estimate of the length of trial needed.

Respectfully submitted this 8th day of May, 2020.

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For Andraya Yearwood and Thania Edwards on behalf of her daughter, T.M.