

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

Deborah S. Hunt  
Clerk

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Filed: October 06, 2022

Mr. Jonathan Andrew Scruggs  
Alliance Defending Freedom  
15100 N. 90th Street  
Scottsdale, AZ 85260

Re: Case No. 22-5807, *State of Tennessee, et al v. Department of Education, et al*  
Originating Case No. : 3:21-cv-00308

Dear Counsel,

The Court issued the enclosed Order today in this case.

Sincerely yours,

s/Ryan E. Orme  
Case Manager  
Direct Dial No. 513-564-7079

cc: Ms. Courtney E. Albini  
Ms. Jessica M. Alloway  
Mr. Alexander Barrett Bowdre  
Mr. Nicholas J. Bronni  
Mr. James A. Campbell  
Mr. Christian Brian Corrigan  
Mr. Thomas Molnar Fisher  
Mr. Benjamin Michael Flowers  
Mr. Christopher Healy  
Mr. Clark Lassiter Hildabrand  
Mr. Marc Edwin Manley  
Mr. Justin Lee Matheny  
Ms. Cori Marie Mills  
Ms. Elizabeth B. Murrill

Mr. Dean John Sauer  
Ms. Kate Blakeley Sawyer  
Mr. Charles W Scarborough  
Ms. Lindsay Sara See  
Mr. Brandon James Smith  
Mr. James Emory Smith Jr.  
Mr. Joseph Scott St. John  
Mr. Jack Starcher  
Mr. Paul Swedlund  
Mr. Drew Waldbeser  
Mr. Zachary Paul West  
Mr. Kurtis Kenneth Wiard  
Ms. LeAnna Wilson  
Mr. W. Scott Zanzig

Enclosure

No. 22-5807

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT



STATE OF TENNESSEE, et al., )  
 )  
 Plaintiffs-Appellees, )  
 )  
 and )  
 )  
 ASSOCIATION OF CHRISTIAN SCHOOLS )  
 INTERNATIONAL, et al. )  
 )  
 Intervenor-Appellees, )  
 )  
 v. )  
 )  
 DEPARTMENT OF EDUCATION, et al., )  
 )  
 Defendants-Appellants. )

ORDER

Defendant appeals the preliminary enjoinder of guidance documents from the Department of Education, Department of Justice, and Equal Employment Opportunity Commission interpreting a Supreme Court decision as it relates to certain provisions under Title VII and Title IX. Intervenor-plaintiffs Association of Christian Schools International (ACSI), A.S., C.F., and A.F., move for leave to intervene on appeal in support of the plaintiffs-appellees. The motion alleges the plaintiffs do not oppose the motion and the defendants take no position.

Accordingly, the motion to intervene is **GRANTED**, and ACSI and the individual parties will be allowed to participate in the appeal for purposes of filing an intervenor brief. The caption will be updated to reflect this change. Pursuant to and consistent with the mechanics of Sixth Circuit Rule 34(e), any determinations regarding oral argument, including time allotted, if any, to

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the intervenor are reserved to the ultimate merits panel. The intervenors are reminded of their independent obligation to request oral argument, if desired, if and when appropriate. *Id.*

ENTERED PURSUANT TO RULE 45(a)  
RULES OF THE SIXTH CIRCUIT

A handwritten signature in black ink, appearing to read "Deborah S. Hunt", written over a horizontal line.

Deborah S. Hunt, Clerk