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10 Attorneys for Defendant The Gregory School

11 **UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF ARIZONA**

13 Jane Doe, by her next friends and parents  
14 Helen Doe and James Doe; and Megan  
15 Roe, by her next friends and parents, Kate  
Roe and Robert Roe,

16 Plaintiffs,

17 v.

18 Thomas C. Horne, in his official capacity  
as State Superintendent of Public  
19 Instruction; Laura Toenjes, in her official  
20 capacity as Superintendent of the Kyrene  
School District; Kyrene School District;  
21 The Gregory School; and Arizona  
Interscholastic Association, Inc.,

22 Defendants.

No. 4:23-cv-00185-JGZ

**Stipulation to Extend Time to  
Respond to Plaintiffs' Complaint and  
Motion for Preliminary Injunction**

23 Plaintiffs Jane Doe and Megan Roe and Defendant The Gregory School,  
24 through counsel undersigned, hereby request and stipulate to an extension of time for The  
25 Gregory School to response to Plaintiffs' Complaint and Plaintiffs' Motion for a  
26 Preliminary Injunction. The parties agree as follows:

27 1. Defendant The Gregory School's Response to the Motion for a  
28 Preliminary Injunction will be filed by May 18, 2023;

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2. Defendant The Gregory School’s Response to Plaintiffs’ Complaint (either by answer or by motion) will be filed by May 18, 2023;

3. Plaintiffs’ Reply in Support of the Motion for a Preliminary Injunction will be filed by June 1, 2023;

4. Plaintiffs’ Response to Defendant The Gregory School’s Motion to Dismiss (if any) will be filed by June 1, 2023; and

5. Defendant The Gregory School’s Reply in Support of its Motion to Dismiss (if any) will be filed by June 8, 2023.

Good cause exists for this extension, as it would align the briefing schedule for The Gregory School with the briefing schedule for Superintendent Horne. It would also ensure that the Response to the Motion for a Preliminary Injunction and Motion to Dismiss will be filed at the same time, avoiding duplicative work by all parties and increasing efficiency. For these reasons, the parties respectfully request that the deadlines for briefing be extended as outlined above. A proposed order is attached.

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DATED this 4<sup>th</sup> day of May, 2023.

JONES, SKELTON & HOCHULI, P.L.C.

By s/ David C. Potts  
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Ashley E. Caballero-Daltrey  
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Attorneys for Defendant The Gregory  
School

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OSBORN MALEDON, P.A.

By s/ Colin M. Proskel (with permission)  
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Phoenix, Arizona 85012  
Attorney for Plaintiffs

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 4<sup>th</sup> day of May, 2023, I caused the foregoing document to be filed electronically with the Clerk of Court through the CM/ECF System for filing; and served on counsel of record via the Court’s CM/ECF system.

s/ S. Coffey \_\_\_\_\_

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**UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA**

Jane Doe, by her next friends and parents  
Helen Doe and James Doe; and Megan  
Roe, by her next friends and parents, Kate  
Roe and Robert Roe,

No. 4:23-cv-00185-JGZ

**ORDER**

Plaintiff,

v.

Thomas C. Horne, in his official capacity  
as State Superintendent of Public  
Instruction; Laura Toenjes, in her official  
capacity as Superintendent of the Kyrene  
School District; Kyrene School District;  
The Gregory School; and Arizona  
Interscholastic Association, Inc.,

Defendants.

Having reviewed the Stipulation to Extend Time to Respond to Plaintiffs’  
Complaint and Motion for Preliminary Injunction, and good cause appearing,

**IT IS ORDERED** granting the Stipulation. The deadlines in this matter are  
extended as follows:

1. Defendant The Gregory School’s Response to the Motion for a Preliminary Injunction will be filed by May 18, 2023;
2. Defendant The Gregory School’s Response to Plaintiffs’ Complaint (either by answer or by motion) will be filed by May 18, 2023;
3. Plaintiffs’ Reply in Support of the Motion for a Preliminary Injunction will be filed by June 1, 2023;
4. Plaintiffs’ Response to Defendant The Gregory School’s Motion to Dismiss (if any) will be filed by June 1, 2023; and

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5. Defendant The Gregory School's Reply in Support of its Motion to Dismiss (if any) will be filed by June 8, 2023.

DATED this \_\_\_\_\_ day of May, 2023.

By \_\_\_\_\_  
Jennifer G. Zipps  
United States District Judge