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Arizona Interscholastic Association, Inc.

9 UNITED STATES DISTRICT COURT

10 DISTRICT OF ARIZONA, TUCSON

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

14 Plaintiffs,

15 vs.

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

21 Defendants.
22

Case No. 4:23-cv-00185-JGZ

**STIPULATION TO EXTEND TIME
FOR ARIZONA INTERSCHOLASTIC
ASSOCIATION, INC. TO ANSWER
PLAINTIFFS' COMPLAINT**

23
24 The parties, by and through undersigned counsel hereby agree, stipulate, and request
25 this Court (1) extend the time for Arizona Interscholastic Association, Inc. ("AIA") to
26 answer or otherwise respond to Plaintiffs' Complaint and to file a Response to Plaintiffs'
27 Motion for Preliminary Injunction to May 25, 2023. Counsel for AIA is currently out of the
28 country through May 19, 2023 (South Africa) and has requested additional time for AIA to

1 provide its Answer or Response to the Complaint and respond to Plaintiffs' Motion for
2 Preliminary Injunction.

3 In addition the parties further agree, stipulate, and request this Court, to set June 6,
4 2023 as the deadline for Plaintiffs to respond to any motions filed by AIA on May 25 and
5 reply to AIA's opposition to Plaintiffs' motion for preliminary injunction and June 8, 2023
6 as the deadline for AIA to reply to any oppositions from Plaintiffs filed on June 6.
7

8 Accordingly, good cause exists for an extension of the deadlines. The Parties
9 acknowledge that this stipulation is made in good faith and is not meant to cause a delay in
10 the proceedings.

11 DATED this 8th day of May, 2023.

12 LEWIS BRISBOIS BISGAARD & SMITH LLP

13
14
15 By: /s/ Kristian Nelson

Kristian E. Nelson

Gregg E. Clifton

Attorneys for Defendant

Arizona Interscholastic Association, Inc.

18 NATIONAL CENTER FOR LESBIAN RIGHTS

19
20
21 By: /s/ Rachel Berg (w/signature authority)

Amy Whelan

Rachel Berg

Attorneys for Plaintiffs

1 **CERTIFICATE OF SERVICE**

2 I certify that on May 8, 2023, I electronically transmitted the foregoing document to
3 the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of
4 Electronic Filing to all CM/ECF registrants of record in this matter.

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18 *Attorneys for Plaintiffs*

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20 /s/ DC Hatheway

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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA, TUCSON

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,

Plaintiffs,

vs.

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

Defendants.

Case No. 4:23-cv-00185-JGZ

**[PROPOSED] ORDER RE
STIPULATION TO EXTEND TIME
FOR ARIZONA INTERSCHOLASTIC
ASSOCIATION, INC. TO ANSWER
PLAINTIFFS' COMPLAINT**

Upon Stipulation by the parties and for good cause appearing,

IT IS HEREBY ORDERED granting an extension of time for Arizona
Interscholastic Association, Inc. (“AIA”) to file its Answer or otherwise respond to
Plaintiffs’ Complaint and to file its Response to Plaintiffs’ Motion for Preliminary
Injunction up to and including May 25, 2023.

1 **IT IS FURTHER ORDERED** setting June 6, 2023 as the deadline for Plaintiffs to
2 respond to any motions filed by AIA on May 25 and reply to AIA’s opposition to
3 Plaintiffs’ motion for preliminary injunction; and,

4 **IT IS FURTHER ORDERED** setting June 8, 2023 as the deadline for AIA to
5 reply to any oppositions from Plaintiffs filed on June 6.

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