

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

A.C., a minor child by his next friend,)
mother and legal guardian, M.C.)
)
Plaintiff,)
)
v.)
)
METROPOLITAN SCHOOL DISTRICT)
OF MARTINSVILLE, et al.)
)
Defendants.)

CASE NO. 1:21-cv-02965-TWP-MPB

**JOINT MOTION FOR CONTINUED STAY OF PROCEEDINGS PENDING
RESOLUTION OF PROCEEDINGS BEFORE UNITED STATES SUPREME COURT**

Defendants, Metropolitan School District of Martinsville, and the Principal of John R. Wooden Middle School, in his official capacity; and Plaintiff, A.C. (the “Parties”); by counsel, respectfully request a continued stay of proceedings in this case. In support, the Parties state:

1. Defendants appealed this Court’s Preliminary Injunction ([ECF No. 50](#), [65](#)) to the Seventh Circuit Court of Appeals on May 3, 2022 (Case No. 22-1786).
2. On August 15, 2022, the Parties filed a Joint Motion to Stay Proceedings ([ECF No. 79](#)), which this Court granted “until 30 days after the issuance of the mandate from the Seventh Circuit Court of Appeals....or after any proceedings in the United States Supreme Court are terminated, whichever date is later” ([ECF No. 81](#)).
3. Following the Seventh Circuit’s August 1, 2023, decision and August 23, 2023, mandate, Defendants filed for certiorari before the Supreme Court on October 11, 2023 (Case No. 23-392). The petition is currently pending before the Supreme Court and is not yet fully briefed.

4. Pursuant to the Court's December 8, 2023, Entry ([ECF No. 93](#)) and Local Rule 16-2, the Parties' position is that this Court should take no action in this case until the proceedings in the United States Supreme Court are concluded.

WHEREFORE, the Parties respectfully renew their request for a stay of proceedings in this Court, until 30 days after the proceedings in the United States Supreme Court are concluded.

Respectfully submitted,

/s/ Kenneth J. Falk (by consent)

Kenneth J. Falk
Stevie J. Pactor
ACLU of Indiana
1031 East Washington Street
Indianapolis, IN 46202
kfalk@aclu-in.org
spactor@aclu-in.org

Attorneys for Plaintiff

/s/ Philip R. Zimmerly

Jonathan L. Mayes (#25690-49)
Philip R. Zimmerly (#30217-06)
Mark A. Wohlford (#31568-03)
BOSE McKINNEY & EVANS LLP
111 Monument Circle, Suite 2700
Indianapolis, IN 46204
(317) 684-5000; (317) 684-5173 (Fax)
JMayes@boselaw.com
PZimmerly@boselaw.com
MWohlford@boselaw.com

Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on December 12, 2023, a copy of the foregoing was filed electronically.

Notice of this filing will be sent to the following counsel by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

Kenneth J. Falk, Esq.
Stevie J. Pactor, Esq.
ACLU of Indiana
1031 East Washington Street
Indianapolis, IN 46202
kfalk@aclu-in.org
spactor@aclu-in.org

Megan Stuart, Esq.
Indiana Legal Services
214 South College Avenue, 2nd Floor
Bloomington, IN 47404
Megan.stuart@ils.net

/s/ Philip R. Zimmerly _____
Philip R. Zimmerly

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ORDER

The Parties having filed their *Joint Motion for Continued Stay of Proceedings Pending Resolution of Proceedings before United States Supreme Court*, and the Court having considered the Motion and being duly advised, now finds the Motion should be **GRANTED**.

IT IS THEREFORE ORDERED that all matters in this case will remain stayed until 30 days after the resolution of *Metropolitan School District of Martinsville v. A.C.*, United States Supreme Court Case No. 23-392.

Date: _____

Hon. Tanya Walton Pratt
United State District Court
Southern District of Indiana

Distribution to ECF-registered counsel of record.