

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

ELIZABETH MIRABELLI, an individual, and LORI ANN WEST, an individual,

Plaintiffs,

v.

MARK OLSON, in his official capacity as President of the EUSD Board of Education, et al.,

Defendants.

Case No.: 3:23-cv-00768-BEN-WVG

ORDER SETTING HEARING

On December 6, 2023, Plaintiffs filed an Ex Parte Motion for Order to Show Cause re Civil Contempt (the “Motion”), requesting the Court to issue an Order to Show Cause and alleging Defendants EUSD Board President Mark Olson, Board Vice President Frank Huston, Board Clerk Joan Gardner, Board Member Doug Paulson, Board Member Zesty Harper, Superintendent Luis Rankins-Ibarra, Assistant Superintendent John Albert, Integrated Student Services Director Trent Smith, Integrated Student Supports Director Tracy Schmidt, and Rincon Middle School Principal Steve White (collectively, “EUSD Defendants”) have failed to abide by the Court’s September 14, 2023 Preliminary Injunction Order. ECF No. 59. As of the date of this Order, EUSD Defendants have not responded to the Motion.

After considering the Motion, the Court **ORDERS** as follows:

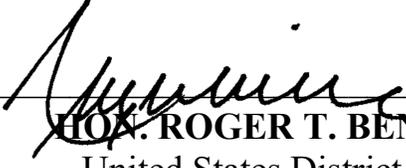
1 1. A hearing on the Motion is set for January 10, 2024 at 10:00 a.m. in Courtroom
2 5A before Judge Roger T. Benitez.

3 2. EUSD Defendants may file a brief in opposition of the Motion no later than
4 December 27, 2023.

5 3. Plaintiffs may file a Reply in support of the Motion no later than January 3, 2024.
6

7
8 **IT IS SO ORDERED.**

9 Dated: December 12, 2023

10 
11 _____
12 HON. ROGER T. BENITEZ
13 United States District Judge
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28