

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN**

**TURNING POINT USA (TPUSA)** at Macomb Community College, an unincorporated expressive association, and a recognized student organization at Macomb Community College; **JULIA KOVACOVA; HANNAH OSANTOWSKA; AND JACLYN BROHL,**

Plaintiffs,

v.

**MACOMB COMMUNITY COLLEGE; JENNIFER HAASE, FRANK CUSUMANO, KATHERINE LORENZO, ROSEANNE DIMARIA, KRISTI DEAN, JOSEPH DE SANTIS, and VINCENT VIVIANO,** all individually and all in their official capacities as members of the Board of Trustees of Macomb Community College; **JAMES SAWYER,** in his official capacity as President of Macomb Community College; **JILL THOMAS-LITTLE,** individually and in her official capacity as Vice President of Student Services; **GEARY MAIURI,** individually and in his official capacity as Dean of Student & Community Services at Macomb Community College; **HUNTER WENDT,** individually and in his official capacity as Director of the Macomb College Police Department,

Defendants.

Case No. 2:17-cv-12179

Judge Bernard A. Friedman

Magistrate Judge David R. Grand

**JOINT MOTION TO STAY PROCEEDINGS AND EXTEND DEFENDANTS'  
RESPONSIVE PLEADINGS DEADLINE**

Having conferred together, pursuant to Federal Rules of Civil Procedure 7(b)(1) and this Court's inherent authority, the parties hereby jointly move to stay proceedings in this case and extend the deadline for Defendants' responsive pleadings until January 18, 2018. In support of this motion, the parties state as follows:

1. On August 24, 2017, Plaintiffs filed their First Amended Verified Complaint alleging that defendants' policies and practices, facially and as applied, violated the First and Fourteenth Amendments of the United States Constitution.
2. Shortly thereafter, process of service was completed on all Defendants, with responsive pleadings due by the last-served defendant on October 10, 2017.
3. Within days of the completion of service of process, the parties entered into voluntary negotiations in an attempt to resolve the matters alleged in the Complaint.
4. The parties have reached a settlement agreement, attached as Exhibit 1, by which they anticipate all matters alleged in the complaint will be resolved, including policy revisions by defendants, but the process of implementing this agreement will take until the end of the year, during which time Plaintiffs' claims will not be fully resolved.
5. Under the terms of the agreement, Plaintiffs agree to voluntarily dismiss this action with prejudice within ten days of notification of final completion of all Defendants' obligations.
6. Defendants anticipate completing all obligations under the agreement by or before January 8, 2018.
7. If Defendants obligations under the agreement are fully satisfied by January 8, Plaintiffs will voluntarily dismiss this action with prejudice on or before January 18, 2017.
8. This is Defendants' first motion for leave to extend responsive pleading deadlines.

Therefore, the parties jointly move for a stay of proceedings, including Defendants' responsive pleading deadlines, until January 18, 2018 in order to allow the parties to attempt to resolve this matter as economically as possible.

Respectfully submitted this 8th day of November, 2017,

/s/ J. Caleb Dalton

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ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

I hereby certify that on the 8th day of November, 2017, I electronically file a true and accurate copy of the foregoing document with the Clerk of Court using the CM/ECF system, which automatically sends an electronic notification to all attorneys of record.

/s/ J. Caleb Dalton  
J. CALEB DALTON