

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Civil Action No.: 1:22-CV-1046

TIMOTHY B., by and through his
Guardian ad Litem Robert Ward;
FLORA P., by and through her
Guardian ad Litem Robert Ward;
ISABELLA A., by and through
her Guardian ad Litem Jeffrey
C. Holden; **STEPH C.**, by and
through his Guardian ad Litem
Jeffrey C. Holden; and **London
R.**, by and through her
Guardian ad Litem Meghann
Gunderman Sehorn, for
themselves and for those
similarly situated; **DISABILITY
RIGHTS NORTH CAROLINA**; and
**NORTH CAROLINA STATE
CONFERENCE OF NAACP**,

Plaintiffs,

v.

Kody Kinsley, Secretary of the
**NORTH CAROLINA DEPARTMENT OF
HEALTH AND HUMAN SERVICES**, in
his official capacity only,

Defendant.

**JOINT MOTION TO STAY
PROCEEDINGS**

The Parties jointly ask the Court for a limited sixty (60) day stay of proceedings, *nunc pro tunc* as of May 14, 2024, to allow the Parties to continue settlement discussions. In support of this Motion, the Parties state:

1. On March 29, 2024, the Court denied Defendant's motion to dismiss Plaintiffs' Class Action Complaint. (ECF No. 72).

2. Defendant answered Plaintiffs' Class Action Complaint on May 13, 2024. (ECF No. 78).

3. On May 14, 2024, the Parties held productive, preliminary settlement discussions. The Parties have agreed to continue the discussions and have scheduled the first of many negotiation sessions.

4. In order to focus their resources on these settlement discussions, the Parties jointly request a sixty (60)-day stay of proceedings, through Monday, July 15, 2024. Should both Parties wish to continue focusing exclusively on settlement discussions, the Parties would jointly seek to extend the stay in mutually agreed upon intervals.

WHEREFORE, the Parties ask that this Court stay proceedings through Monday, July 15, 2024 so the Parties may focus on settlement efforts.

Dated: June 3, 2024

Respectfully submitted,

CHILDREN'S RIGHTS

/s/ Marissa C. Nardi

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