

**UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA**

THE ASSOCIATION OF INDEPENDENT
SCHOOLS OF GREATER WASHINGTON,
THE RIVER SCHOOL, KATHERINE
BREBBIA, LAUREN WALENCE,

Plaintiffs,

v.

DISTRICT OF COLUMBIA,
HANSEUL KANG, STATE
SUPERINTENDENT OF EDUCATION,

Defendants.

Case No.

PLANTIFFS' MOTION FOR PRELIMINARY INJUNCTION

Pursuant to Fed. R. Civ. P. 65 and Local Rule 65.1(c), Plaintiffs the Association of Independent Schools of Greater Washington (“AISGW”), The River School, Katherine Brebbia, and Lauren Walence hereby move the Court to preliminarily enjoin Defendants District of Columbia and Hanseul Kang in her capacity as the State Superintendent of Education, from continuing to require AISGW member schools licensed by the Office of the State Superintendent of Education (“OSSE”) to impose suspicionless mandatory random drug and alcohol testing on their teachers.

As set forth fully in Plaintiffs’ Memorandum in Support, OSSE has recently implemented an unauthorized random drug and alcohol testing requirement and is requiring AISGW member schools licensed by OSSE to conduct such testing on pain of losing their license to operate. Under well-established law, including controlling D.C. Circuit precedent and a recent decision by the D.C. Office of Administrative Hearings, this testing regime violates the Fourth Amendment of the

United States Constitution. A preliminary injunction is necessary to prevent the violation of D.C. preschool teachers' right to be free from unreasonable searches and seizures.

Plaintiffs respectfully request oral argument on their motion.

Dated: September 6, 2016

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Respectfully submitted,



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