UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

ARAB STUDENT UNION OF JACKSON-REED HIGH SCHOOL,

Plaintiff,

v.

Civil Action No. 1:24-cv-01195-ACR

DISTRICT OF COLUMBIA, et al.,

Defendants.

JOINT STATUS REPORT

Plaintiff Arab Student Union of Jackson-Reed High School (ASU) and Defendants

District of Columbia and Sah Brown (collectively, the Parties), respectfully submit the following

Joint Status Report, as ordered by the Court at the May 7, 2024 Status Conference. *See also* May

7, 2024 Minute Order. The Parties met with their respective clients and, in order to resolve the issues raised in Plaintiff's pending Motion for Preliminary Injunction [2] without the need for further litigation, the Parties agree as follows:

- 1. ASU will be permitted to show, at their option, one of three Films—*The Wanted*18, Farha, or 5 Broken Cameras—in a classroom at Jackson-Reed High School during the lunch period on May 29 and 30, 2024. In advance of the first showing, ASU will provide to Principal Brown in writing, to the best of ASU's ability, answers to the following questions:
 - a. Who created the film?
 - b. What is the author's perspective?
 - c. Why was it created?
 - d. When was it created?

- e. Where was it created?
- f. Is this source reliable? Why? Why not?
- 2. ASU will be permitted to distribute at Jackson-Reed High School, before June 7, 2024, copies of the zine in the record at ECF 2-3, including the panel titled "Handala," but replacing the panel entitled "the Key of Palestine" with one of the panels on the zine in the record at ECF 2-4.
- 3. The Parties continue to discuss an email that Principal Brown intends to send to all faculty and administrators at Jackson-Reed High School, reiterating the standards that apply to all student organizations equally for the posting of materials, viewing of films, and planning of events and activities.
- 4. Based on the foregoing, Plaintiff hereby withdraws the pending Motion for Preliminary Injunction [2], and the Parties jointly request that the Court vacate the motion hearing scheduled for May 10, 2024.

Dated: May 8, 2024

/s/ Arthur B. Spitzer

Arthur B. Spitzer (D.C. Bar No. 235960) Scott Michelman (D.C. Bar No. 1006945)

Eleanor DeGarmo*

American Civil Liberties Union Foundation of the District of Columbia 915 15th Street N.W., Second Floor Washington, D.C. 20005

Phone: (202) 601-4267 Email: aspitzer@acludc.org Respectfully submitted,

BRIAN L. SCHWALB

Attorney General for the District of Columbia

STEPHANIE E. LITOS Deputy Attorney General Civil Litigation Division

/s/ Matthew R. Blecher

MATTHEW R. BLECHER [1012957] Chief, Civil Litigation Division, Equity Section

^{*} Eleanor DeGarmo graduated from the Georgetown University Law Center in February 2024 and has been informed that she passed the February 2024 District of Columbia administration of the Uniform Bar Examination. She is awaiting admission to the D.C. Bar.

Counsel for Plaintiff

/s/ Honey Morton

HONEY MORTON [1019878] Assistant Chief, Equity Section

/s/ Marcus D. Ireland

MARCUS D. IRELAND [90005124] THOMPSON J. HANGEN[†] Assistant Attorneys General 400 6th Street, N.W. Washington, D.C. 20001

Phone: (202) 702-2910

Email: marcus.ireland@dc.gov

Counsel for Defendants

[†] Thompson Hangen is a member in good standing of the Virginia State Bar, authorized by the Office of the Attorney General for the District of Columbia to provide legal services pursuant to Local Civil Rule 83.2(g). Counsel certifies that he is personally familiar with the Local Rules of this Court as well as the other materials set forth in Local Civil Rules 83.8(b) and 83.9(a).