

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

LOIS D. THOMPSON, Cal. Bar No. 093245 (Admitted Pro Hac Vice)
lthompson@proskauer.com
JENNIFER L. ROCHE, Cal. Bar No. 254538 (Admitted Pro Hac Vice)
jroche@proskauer.com
PROSKAUER ROSE LLP
2049 Century Park East, 32nd Floor
Los Angeles, California 90067-3206
Telephone: (310) 557-2900
Facsimile: (310) 557-2193

JUAN RODRIGUEZ, Cal. Bar No. 282081 (Admitted Pro Hac Vice)
jrodriguez@maldef.org
THOMAS A. SAENZ, Cal. Bar No. 159430 (Admitted Pro Hac Vice)
tsaenz@maldef.org
MEXICAN AMERICAN LEGAL DEFENSE AND
EDUCATIONAL FUND (MALDEF)
634 S. Spring St.
11th Floor
Telephone: (213) 629-2512 ext. 121
Facsimile: (213) 629-0266

Attorneys for Mendoza Plaintiffs

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

Roy and Josie Fisher, et al.,
Plaintiffs,
v.
United States of America,
Plaintiff-Intervenors,
v.
Anita Lohr, et al.,
Defendants,
Sidney L. Sutton, et al.,
Defendant-Intervenors,

Case No. 4:74-CV-00090-DCB

**MENDOZA PLAINTIFFS' MOTION
FOR WITHDRAWAL OF MENDOZA
PLAINTIFFS' MOTION TO STRIKE
TUSD'S RESPONSE TO THE
MENDOZA PLAINTIFFS'
OBJECTIONS TO THE SPECIAL
MASTER'S REPORT REGARDING
THE IMPLEMENTATION OF
CULTURALLY RELEVANT COURSES
(DOC. 1942)**

ACTION REQUIRED

Hon. David C. Bury

1 Maria Mendoza, et al.,
 2 Plaintiffs,
 3 United States of America,
 4 Plaintiff-Intervenor,
 5 v.
 6 Tucson United School District No. One, et al.,
 7 Defendants.

Case No. CV 74-204 TUC DCB

8
 9 On June 9, 2016, the Mendoza Plaintiffs filed a Motion to Strike the TUSD’s
 10 Response to the Mendoza Plaintiffs’ Objection to the CRCs Report (“Mendoza Plaintiffs’
 11 Motion”) (Doc. 1942). Mendoza Plaintiffs recently reviewed the Order Appointing
 12 Special Master (Doc. 1350) and believe it may authorize the District’s Response (Doc.
 13 1938). Mendoza Plaintiffs therefore respectfully request that this Court withdraw
 14 Mendoza Plaintiffs’ Motion (Doc. 1942).

15
16
17 Respectfully submitted,

18 Dated: July 1, 2016

19 MALDEF
 20 JUAN RODRIGUEZ
 21 THOMAS A. SAENZ

22
 23 /s/ Juan Rodriguez
 24 *Attorney for Mendoza Plaintiffs*

25 PROSKAUER ROSE LLP
 26 LOIS D. THOMPSON
 27 JENNIFER L. ROCHE

28 /s/ Lois D. Thompson
Attorney for Mendoza Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on July 1, 2016, I electronically submitted the foregoing MENDOZA PLAINTIFFS' MOTION FOR WITHDRAWAL OF MENDOZA PLAINTIFFS' MOTION TO STRIKE TUSD'S RESPONSE TO THE MENDOZA PLAINTIFFS' OBJECTIONS TO THE SPECIAL MASTER'S REPORT REGARDING THE IMPLEMENTATION OF CULTURALLY RELEVANT COURSES (DOC. 1942); PROPOSED ORDER to the Office of the Clerk of the United States District Court for the District of Arizona for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

J. William Brammer, Jr.
wbrammer@rllaz.com

Samuel Brown
Samuel.brown@tusd1.org

Oscar S. Lizardi
olizardi@rllaz.com

Rubin Salter, Jr.
rsjr@aol.com

Michael J. Rusing
mrusing@rllaz.com

Kristian H. Salter
kristian.salter@azbar.org

Patricia V. Waterkotte
pvictory@rllaz.com

Zoe Savitsky
Zoe.savitsky@usdoj.gov

P. Bruce Converse
bconverse@steptoe.com

James Eichner
James.eichner@usdoj.gov

Paul K. Charlton
Pcharlton@steptoe.com

Shaheena Simons
Shaheena.simons@usdoj.gov

Julie Tolleson
Julie.tolleson@tusd1.org

Special Master Dr. Willis D. Hawley
wdh@umd.edu

Dated: July 1, 2016

/s/ Juan Rodriguez
Juan Rodriguez