



# North Carolina Court of Appeals

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( 20CVS8346 )

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No. 21-709

TAMIKA WALKER KELLY, KRISTY MOORE,  
AMANDA HOWELL, KATE MEININGER,  
ELIZABETH MEININGER, JOHN SHERRY,  
and RIVCA RACHEL SANOGUEIRA,  
Plaintiffs,

v.

STATE OF NORTH CAROLINA and NORTH  
CAROLINA STATE EDUCATIONAL  
ASSISTANCE AUTHORITY,  
Defendants, and

PHILIP E. BERGER in his official  
capacity as President Pro Tempore  
of the North Carolina Senate, and  
TIMOTHY K. MOORE in his official  
capacity as Speaker of the North  
Carolina House of Representatives,  
Intervenor-Defendants, and

JANET NUNN, CHRISTOPHER AND  
NICHOLE PEEDIN, and KATRINA POWERS,  
Intervenor-Defendants.

## ORDER

The following order was entered:

The petition filed in this cause by intervenor-defendants Janet Nunn, Christopher and Nicole Peedin, and Katrina Powers on 18 March 2022 and designated 'Parent-Intervenors' Motion to Temporarily Stay Discovery/Petition for Writ of Supersedeas to Temporarily Stay Discovery, and Rule 23(e) Motion to Stay Discovery Pending Resolution of This Petition' is decided as follows: The motion for temporary stay under Rule 23(e) is allowed. All further discovery proceedings in the trial court are hereby stayed pending this Court's ruling on the 'Motion to Temporarily Stay Discovery/Petition for Writ of Supersedeas to Temporarily Stay Discovery.' A ruling on that motion/petition will be made after the filing of any responses or the expiration of the time for a response if no responses are filed.

By order of the Court this the 24th of March 2022.

WITNESS my hand and official seal this the 24th day of March 2022.



Eugene H. Soar  
Clerk, North Carolina Court of Appeals

Copy to:

Ms. Laura H. McHenry, Special Deputy Attorney General, For State of North Carolina, et al  
Ms. Tamika L. Henderson, Special Deputy Attorney General  
Mr. Brian K. Kelsey, Attorney at Law, For Berger, Philip E. (Official Capacity), et al  
Mr. Daniel R. Suhr, Attorney at Law  
Mr. Jeff Jennings, Attorney at Law  
Mr. Matthew F. Tilley, Attorney at Law, For Berger, Philip E. (Official Capacity), et al  
Mr. Russ Ferguson, Attorney at Law  
Mr. Ari Bargil, Attorney at Law, For Nunn, Janet, et al  
Ms. Marie Miller, Attorney at Law, For Nunn, Janet, et al  
Mr. Joseph Gay, Attorney at Law  
Mr. John E. Branch, III, Attorney at Law, For Nunn, Janet, et al  
Mr. Andrew D. Brown, Attorney at Law  
Mr. Christopher A. Brook, Attorney at Law, For Kelly, Tamika Walker, et al  
Mr. Burton Craige, Attorney at Law  
Mr. Paul E. Smith, Attorney at Law  
Mr. Narendra K. Ghosh, Attorney at Law  
Ms. Trisha S. Pande, Attorney at Law  
Mr. Michael Bindas, Attorney at Law, For Nunn, Janet, et al  
Hon. Frank Blair Williams, Clerk of Superior Court