

AUG 25 2003

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

GREGORY C. LANGHAM  
CLERK

Civil Action No. 03-B-1544 (PAC)

ZACHARY LANE, by his parent and next Friend, DAVID LANE;  
ANNE ROSENBLATT, by her parent and next Friend, RICHARD ROSENBLATT;  
KEATY GROSS, by her parent and next Friend, BARBARA GROSS;  
SARAH BISHOP;  
CHRISTIAN ERIKSEN;  
SEAN GUARD;  
JOLIE HENDRICKS;  
ROD NOEL;  
ALLEN POTTER;

Plaintiffs,

v.

BILL OWENS, in his official capacity as the Governor of the State of Colorado;  
WILLIAM J. MOLONEY, in his official capacity as the Commissioner of Education of the  
State of Colorado; ADAMS-ARAPAHOE 28J (AURORA) PUBLIC SCHOOL DISTRICT;  
CHERRY CREEK 5 PUBLIC SCHOOL DISTRICT; DENVER COUNTY 1 PUBLIC  
SCHOOL DISTRICT; JEFFERSON COUNTY PUBLIC SCHOOL DISTRICT R-1;

Defendants.

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ORDER

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The Court having held a scheduling conference in this matter on August 22, 2003 at which the parties appeared through counsel, having reviewed the file and being fully advised, now enters the following written order:

1. All proceedings in this case are stayed until the adjournment of the regular 2004 Colorado General Assembly legislative session or the date an amendment to §22-1-106(2), C.R.S., becomes effective, whichever is earlier. If the 2004 Colorado regular legislative session ends without an amendment to §22-1-106(2), C.R.S., the parties shall set a scheduling conference to set this matter for a combined hearing on preliminary injunction and trial on the merits.

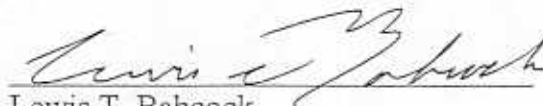
2. The temporary restraining order entered on August 15, 2003, shall be extended until the date an amendment to §22-1-106(2), C.R.S., becomes effective, or the date the

Court enters an order following the trial of the case, whichever is earlier. The Court notes that the parties against whom the temporary restraining order is in effect have consented to the extension. The temporary restraining order is being extended in order to permit the Colorado General Assembly to consider amending §22-1-106(2), C.R.S., in light of the current litigation and the Court's ruling on August 15, 2003.

3. ~~If an amendment to §22-1-106(2), C.R.S., is signed into law, this case shall be dismissed, with prejudice, on the date the amendment is signed into law.~~

Dated this 22<sup>nd</sup> day of August, 2003

BY THE COURT



Lewis T. Babcock

Chief Judge

United States District Court, District of Colorado