

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

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CIVIL MINUTES - GENERAL

ORIGINAL

CASE NO.: CV 05-6242 SJO (MANx) DATE: August 30, 2007  
TITLE: Association of Christian Schools International et al. v. Stearns et al.

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**PRESENT: THE HONORABLE S. JAMES OTERO, UNITED STATES DISTRICT JUDGE**

Victor Paul Cruz Not Present  
Courtroom Clerk Court Reporter

**COUNSEL PRESENT FOR PLAINTIFFS:** Not Present  
**COUNSEL PRESENT FOR DEFENDANTS:** Not Present

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**PROCEEDINGS (in chambers):**  
**ORDER GRANTING AMICUS CURIAE'S MOTION FOR LEAVE TO FILE AMICUS BRIEF**

This matter is before the Court on four law professors' Motion to File Amicus Curiae Brief, filed August 17, 2007. Defendants have filed an Opposition, to which the law professors replied.

This Court's Initial Standing Order requires amici to show the following:

- (1) The proposed amici have a special interest in the case.
- (2) This interest is not represented adequately or at all.
- (3) The amici present information that is both timely and useful.
- (4) The amici are not partial to a particular outcome of the case.

(ISO ¶ 18(f).)

The law professors meet these four criteria. First, the professors have a special interest in preserving the curriculum of private religious high schools. Students from these schools apply to Catholic universities and students from the University of California system apply to graduate Catholic universities, such as the law schools the professors teach at. Second, the proposed amicus brief adds a new perspective to the case. For example, Plaintiffs' motion does not present argument on how universities and graduate schools outside of California may be affected. The professors' brief discusses this issue. Third, the brief is timely and useful. The professors filed their brief within the time limit provided by Federal Rule of Appellate Procedure 29(e). As discussed above, the brief is useful because it addresses issues absent from Plaintiffs' motion. Finally, the law professors are not partial to a particular outcome. Although the professors' brief supports Plaintiffs, they do not have a financial interest in the case.

The professors' Motion is GRANTED. Defendants may file an Opposition of 14 pages or less on or before September 10, 2007. The professors may not file a Reply.

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