

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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DEBORAH ALEXANDER, et al.,	:
	:
Plaintiffs,	:
	:
v.	:
	:
TAJH SUTTON, et al.,	:
	:
Defendants.	:
-----X	

NOTICE RE: FILING OF ADMINISTRATIVE APPEAL AND PETITION FOR STAY

As the docket entry from the June 26, 2024, status conference reflects, “[t]he Court encouraged plaintiff Maron to seek a stay in the first instance through the process outlined in the DOE’s letter dated June 20, 2024 [49].”

Accordingly, please take notice, as reflected in the attached declaration of Maud Maron and Exhibit K, that Maron has today submitted that application for a stay, and its attendant administrative appeal.

Maron is constrained to note that the Panel for Education Policy (PEP) which would review this appeal and application has already passed a resolution calling for Defendant Banks to remove her from office. *See* Maron Decl., ¶¶ 3-6; Exhibit L; *cf. McCarthy v. Madigan*, 503 U.S. 140, 148 (1992) (“an administrative remedy may be inadequate where the administrative body is shown to be biased or has otherwise predetermined the issue before it”); *Gibson v. Berryhill*, 411 U.S. 564, 575 n.14 (1972); *Jenkins v. Holder*, No. 11-cv-0268-NGG-CLP, 2014 U.S. Dist. LEXIS 42520 at \*26 (E.D.N.Y. Mar. 26, 2014).

Dated: June 27, 2024

/s/Dennis J. Saffran

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Respectfully submitted,

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