

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT

STEPHANIE BIEDIGER, KRISTEN
CORINALDESI, KAYLA LAWLER, and ERIN
OVERDEVEST, individually and on behalf of all
those similarly situated; LESLEY RIKER on behalf
of her minor daughter, L[REDACTED] R[REDACTED];
individually and on behalf of all those similarly
situated; and ROBIN LAMOTT SPARKS,
individually,

PLAINTIFFS

VS.

QUINNIPIAC UNIVERSITY,

DEFENDANT.

CIVIL ACTION NO.

April 16, 2009

(PROPOSED) TEMPORARY RESTRAINING ORDER

WHEREAS, the Application for Temporary Restraining Order of Plaintiffs
STEPHANIE BIEDIGER, KRISTEN CORINALDESI, KAYLA LAWLER, and ERIN
OVERDEVEST, individually and on behalf of all those similarly situated; LESLEY RIKER
on behalf of her minor daughter, L[REDACTED] R[REDACTED], individually and on behalf of all those
similarly situated; and ROBIN LAMOTT SPARKS, individually ("Plaintiffs") having been
presented to the Court;

WHEREAS, the Defendant Quinnipiac University having received notice and an
opportunity to be heard;

WHEREAS, said Application was supported by the Verified Complaint verified by
Robin Lamott Sparks, and the Declarations of Stephanie Biediger and Kayla Lawler; and

WHEREAS, the Court is of the opinion that immediate and irreparable injury, loss or damage will result to the Plaintiffs if they are denied the opportunity to participate in Division I varsity women's volleyball; and

WHEREAS, the Court is of the opinion that immediate and irreparable injury, loss or damage will result to the Plaintiffs if Quinnipiac University does not reinstate its women's varsity volleyball program to allow the Plaintiffs to continue training and practicing in their sport of interest; and

WHEREAS, it is found that there is sufficient grounds for the issuance of a Temporary Restraining Order, inasmuch as it appears that Plaintiffs will suffer immediate and irreparable injury prior to a hearing on their Motion for Preliminary Injunction, and that Plaintiffs are likely to succeed on the merits of their claims against Defendant, or that there is a sufficiently serious question going to the merits of the claims to make them a fair ground for litigation, and the balance of hardships tips decidedly in favor of the Plaintiffs;

NOW, THEREFORE, the Court does hereby order, adjudge and decree that Quinnipiac University, its agents, officers, directors, trustees, employees, and anyone acting in concert with it ("the Defendant") are enjoined as follows:

- a. Defendant shall not eliminate its women's varsity intercollegiate volleyball team or any other women's teams or athletic participation opportunities;
- b. Defendant shall not involuntarily terminate the employment of the coaches of its women's varsity intercollegiate volleyball team;
- c. Defendant shall not reduce its support for the women's varsity intercollegiate volleyball team or any women's intercollegiate team; and
- d. Defendant shall not restrict or deny its women's varsity intercollegiate

volleyball team access to facilities, coaching, training, or competitive opportunities.

This Order shall expire in _____ days, unless extended by the Court. Plaintiff shall cause to be served a copy of this Order, and all related pleadings and exhibits filed with the Court in connection herewith, on Defendant Quinnipiac University through counsel or otherwise in a manner permitted by law.


Dated this ___ day of _____, 2009 at _____, Connecticut at _____ a.m./p.m.

Hon.
United States District Judge

CERTIFICATION

A copy of this (Proposed) Temporary Restraining Order has been emailed to Defendant on this date, and shall be served on the named Defendant in accordance with the Plaintiff's service obligations under Federal Rule of Civil Procedure 4.

Dated: April 16, 2009



Jonathan B. Orleans (ct05440)
Alex V. Hernandez (ct08345)

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