

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF CONNECTICUT**

STEPHANIE BIEDIGER, KAYLA LAWLER)	
ERIN OVERDEVEST, and KRISTEN)	
CORINALDESI, individually and on)	
behalf of all those similarly situated;)	
LESLEY RIKER on behalf of her minor)	
daughter, L ILLUM RILL , individually)	
and on behalf of all those)	
similarly situated; and)	
ROBIN LAMOTT SPARKS, individually,)	
)	
Plaintiffs,)	
v.)	
)	
QUINNIPIAC UNIVERSITY,)	
)	
Defendant.)	
)	

CIVIL ACTION NO:

(PROPOSED) PRELIMINARY INJUNCTION

This cause came to be heard on _____, on Plaintiffs' Motion for Preliminary Injunction. At that hearing, the Court considered the Plaintiffs' Verified Complaint, the Declarations of Stephanie Biediger and Kayla Lawler, and the Plaintiffs' Memorandum of Law in Support of Motion for Temporary Restraining Order and Preliminary Injunction. The Court further conducted a hearing, heard evidence and the argument of counsel, and considered other written submissions of the parties.

After due deliberation, it appears to the Court that the named Plaintiffs will be irreparably harmed if a preliminary injunction does not issue, and that the Plaintiffs are likely to succeed on the merits of their claim that Defendant Quinnipiac University's elimination of its women's varsity intercollegiate volleyball program will violate Title IX, because: (1) Quinnipiac University does not provide athletic opportunities for female students proportionate to their representation in the undergraduate student body; (2)

Quinnipiac University has no history or continuing practice of athletics program expansion for women; and (3) Quinnipiac University has failed to fully and effectively accommodate the athletic interests and abilities of its female students by, among other things, eliminating their opportunity to participate in varsity intercollegiate volleyball.

In the alternative, it appears to the Court that there is a sufficiently serious question going to the merits of this case to make them a fair ground for litigation, and that the balance of hardships tips decidedly in favor of the Plaintiffs.

The Court has made Findings of Fact and Conclusions of Law in this matter, which are set forth separately.

Therefore:

IT IS ORDERED that the Defendant, Quinnipiac University, its agents, officers, directors, trustees, employees, and anyone acting in concert with it, are hereby enjoined from:

- a. eliminating its women's varsity intercollegiate volleyball team or any other women's teams or athletic participation opportunities;
- b. involuntarily terminating the employment of the coaches of its women's varsity intercollegiate volleyball team;
- c. reducing its financial, material, or other support for the women's varsity intercollegiate volleyball team or any women's intercollegiate team; and
- d. restricting or denying its women's varsity intercollegiate volleyball team access to facilities, coaching, training, or competitive opportunities.

This Preliminary Injunction shall remain in full force and effect until the final judgment in this action or until further order of the Court, whichever occurs first.

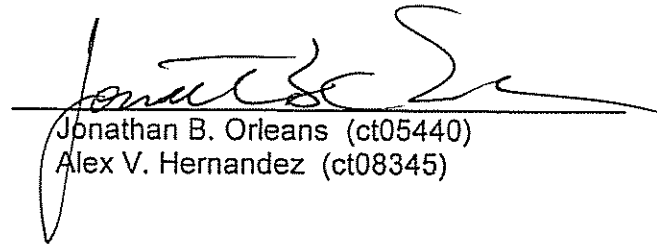
Date: _____

United States District Judge

CERTIFICATION

A copy of this (Proposed) Preliminary Injunction 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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