

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

---



KERI SPRING; EUGENE SPRING; JULIANNE SPRING; EUGENE SPRING and KERI SPRING on behalf of Gregory Spring; and KERI SPRING, as the duly appointed administrator of THE ESTATE OF GREGORY SPRING,

Plaintiffs,

**ORDER**

**CASE NO.: 1:14-cv-00476  
JLS/HKS**

-vs-

ALLEGANY-LIMESTONE CENTRAL SCHOOL DISTRICT; THE BOARD OF EDUCATION OF THE ALLEGANY-LIMESTONE CENTRAL SCHOOL DISTRICT; KEVIN STRAUB, Principal; DIANE LOWRY, Teacher Assistant; JOHN DOE(S) and JANE DOE(S), officials, administrators, representatives, agents, employees, and servants of the Allegany-Limestone Central School District; MICHAEL EASTON; JACOB ROEWE; and JOHN DOE(S) and JANE DOE(S); students of the Allegany-Limestone High School,

Defendants.

---

Upon the motion of defendants Allegany-Limestone Central School District, the Board of Education of the Allegany-Limestone Central School District, and Kevin Straub, Principal (collectively "School District Defendants"), pursuant to Fed. R. Civ. P. 62(b), to stay execution on the Judgment entered in this action on October 17, 2023, and proceedings to enforce the Judgment pending resolution of post-trial motions and the School District Defendants' appeal to the United States Court of Appeals for the Second Circuit, and for a temporary restraining order ("TRO") staying the execution of the Judgment and staying proceedings to enforce the Judgment pending the resolution of the School District Defendants' motion to stay, as well as a motion by the School District Defendants for an expedited hearing pursuant to Local Rule 7(d)(1), it is hereby,

ORDERED, that the School District Defendants' Motion for an expedited hearing is granted and took place on November 16, 2023, at 1:30 pm by teleconference with the Court, and


AFTER HEARING, Robert Sturm, Esq. on behalf of the Plaintiff and Joseph A. Matteliano, Esq. on behalf of the School District Defendants regarding their respective positions concerning the above motions, it hereby,

ORDERED, that the BOND submitted by the School District Defendants is hereby approved, and it is further,

ORDERED, that the School District Defendants' motion, pursuant to Fed. R. Civ. P. 62(b), to stay execution on the Judgment entered in this action on October 17, 2023, and proceedings to enforce the Judgment pending resolution of post-trial motions and the School District Defendants' appeal to the United States Court of Appeals for the Second Circuit, is GRANTED, and it is further

ORDERED, that the School District Defendants Motion for a TRO is rendered MOOT.

Dated: Nov. 16, 2023

  
\_\_\_\_\_  
Hon. John L. Sinatra  
Judge of the United States District Court  
for the Western District of New York