

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN

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S.W., a minor, et al,

Plaintiffs,

-vs-

Case No: 14-CV-792

Tony Evers, in his official capacity  
as Wisconsin Superintendent of Public Instruction, et al  
Defendants.

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DOCKETING STATEMENT

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**I. JURISDICTION OF THE DISTRICT COURT**

The action was originally filed in district court and brought under 28 U.S.C. § 2201, 42 U.S.C. §§12132 and 12133 and 42 U.S.C. § 1983. The District Court has jurisdiction pursuant to 28 U.S.C. § 1331 because this action arises under the Fourteenth Amendment to the U.S. Constitution, and under federal disability law, including the Americans with Disabilities Act and Section 504 of the Rehabilitation Act.

**II. JURISDICTION OF THE COURT OF APPEALS**

This appeal is taken from the final judgment of the U.S. District Court for the Western District of Wisconsin entered on October 16, 2017, by the Honorable William Conley. The United States Court of Appeals has jurisdiction to decide this case pursuant to 28 U.S.C. § 1291.

The district court decided and denied all Plaintiffs' federal claims on the merits, with the exception of R.W. and E.W.'s claim for injunctive relief under the Americans with Disability Act, 42 U.S.C. § 12132, and Rehabilitation Act, 29 U.S.C. § 794(a), which was dismissed as moot. There are no claims left for disposition in the district court.

The Notice of Appeal was filed with the District Court on October 31, 2017.

WISCONSIN INSTITUTE FOR LAW & LIBERTY,  
Attorneys for Plaintiffs

Dated: October 31, 2017

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 31, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

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