

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

J.P., a minor, by and through her next friend,)	
G.P.,)	Case No. 2:10-cv-00670-SJF-AKT
)	
Plaintiff,)	
)	
v.)	STIPULATED VOLUNTARY
)	DISMISSAL WITH PREJUDICE
BOARD OF EDUCATION OF HALF HOLLOW)	
HILLS CENTRAL SCHOOL DISTRICT; and)	
DR. SHELDON KARNILOW, in his official)	
capacity as Superintendent of Half Hollow Hills)	
Central School District,)	
)	
Defendants.)	
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Plaintiff J.P., by and through her next friend, G.P., and Defendants Board of Education of Half Hollow Hills Central School District and Dr. Sheldon Karnilow, by and through their undersigned counsel, and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), file this stipulated voluntary dismissal with prejudice, stating as follows:

- i. On February 17, 2010, Plaintiff filed a complaint against Defendants seeking a preliminary and permanent injunction from Defendants’ actions of cancelling Plaintiff’s religious Ichthus Club.
- ii. On February 25, 2010, Plaintiff filed a Motion for Preliminary Injunction.
- iii. On or about June 22, 2010, Defendants agreed to reinstate Plaintiff’s Ichthus Club and grant it all of the benefits and privileges given to other non-curriculum clubs at Half Hollow Hills High School East.
- iv. The parties have entered into a separate “Stipulation of Settlement and General Release,” (“Agreement”) which fully sets forth the parties’ agreement to settle this matter.

- v. Defendants have agreed to amend Board of Education Policy No. 2430.3 as follows: Part 1, Paragraph 1, "Purpose," shall be deleted. Part 1. Paragraph 2, "Organizational Procedures," shall become Paragraph 1 and shall state: "Students desiring to form an extraclassroom activity shall petition their principal in writing. The petition shall describe the activities of the proposed extraclassroom activity and then be presented to the principal for action. When these procedures have been accomplished, the building principal shall recommend to the chief school officer that the extraclassroom activity be approved by the Board of Education."
- vi. Defendants have also agreed to revoke their "High School East Guidelines for Club Formation and Official Recognition."
- vii. Defendants have paid fees and costs to Plaintiff's attorneys.

Based on the above mentioned actions, the parties hereby stipulate to the voluntary dismissal of this action, with prejudice, and without any further costs or fees to any party.

Respectfully submitted this 31st day of May, 2011.

/s/ David A. Cortman

David A. Cortman*
GSB 188810
ALLIANCE DEFENSE FUND
1000 Hurricane Shoals Road, NE
Building D, Suite 600
Lawrenceville, GA 30043
Phone: (770) 339-0774
Facsimile: (770) 339-6744
dcortman@telladf.org
* Admitted *pro hac vice*

/s/ Joseph W. Carbonaro

Joseph W. Carbonaro, Esq.
Laura A. Ferrugiari, Esq.
FRAZER AND FELDMAN, LLP
1415 Kellum Place
Garden City, NY 11530-1604
Phone: (516) 742-7777
Fax: (516) 742-7868
jcarbonaro@ffedlaw.com
Attorneys for Defendants

/s/ Robert W. Dapelo

Robert W. Dapelo
RWD 9918
Local Counsel
The Law Offices of Robert W. Dapelo
110 North Ocean Ave., Suite A
Patchogue, NY 11772
Phone: 631-654-9500
Fax: 631-654-4613
rwdapelopc@aol.com
Attorneys for Plaintiff J.P.