

FILED
02-03-2023
Clerk of Circuit Court
Waukesha County
2021CV001650

STATE OF WISCONSIN CIRCUIT COURT WAUKESHA COUNTY
BRANCH 4

B.F., T.F., P.W. and S.W.,

Plaintiffs,

v.

Case No. 21-CV-1650

KETTLE MORAINÉ SCHOOL DISTRICT,

Defendant.

PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT

Plaintiffs B.F., T.F., P.W., and S.W., by their attorneys at the Wisconsin Institute for Law & Liberty and Alliance Defending Freedom, hereby move for summary judgment under Wis. Stat. § 802.08(2) and request that this Court issue: (1) a declaratory judgment that the District's unwritten policy to address minor students by names and pronouns at odds with their biological sex, without parental consent, violates parents' rights; (2) a declaratory judgment that the District violated B.F.'s and T.F.'s rights as parents when it disregarded their decision about what was best for their daughter; (3) a permanent injunction preventing District staff from addressing or referring to students using a name or pronouns at odds with their biological sex without parental consent; and (4) an award of nominal damages to B.F. and T.F. for the violation of their constitutional rights as parents.

The grounds for this motion are set forth in a brief in support of summary judgment and the affidavits and exhibits filed concurrently with this motion.

Dated February 3, 2023.

**WISCONSIN INSTITUTE FOR
LAW & LIBERTY**

Electronically signed by Luke N. Berg

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