

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No: 1:64-cv-00721-KMW

DENISE SHARPTON, et al.,

Plaintiffs,

v.

THE SCHOOL BOARD OF INDIAN
RIVER COUNTY, FLORIDA, f/k/a
THE BOARD OF PUBLIC INSTRUCTION
OF INDIAN RIVER COUNTY, FLORIDA,

Defendant.

**JOINT MOTION TO MODIFY 2018 JOINT PLAN BY APPROVING THE
WORKGROUP AS REPLACEMENT FOR EQUITY COMMITTEE**

The Indian River County Chapter of the National Association for the Advancement of Colored People (the “NAACP”) and the School District of Indian River County (the “District”) jointly submit this Motion to Modify the 2018 Joint Plain [DE 127] by Approving the Proposed Workgroup as Replacement for Equity Committee (the “Motion”).

On January 28, 2022, the Parties submitted the Sixth Joint Status Update, a 77-page document [DE 222] that identified significant areas of disagreement between the Parties. Since then, the Parties have engaged in multiple productive mediation sessions and renewed their commitment to work cooperatively for the District to achieve unitary status. *See* [DE 225] (Mediation Report indicating that “The parties agreed to essential terms of settlement, and partially agreed to others.”) On a February 8, 2022 mediation session, the Parties collaborated on a Joint Workgroup Plan, attached as Exhibit A. If approved by the Court, the proposed Joint Workgroup

will replace the Equity Committee established under the 2018 Joint Plan. As noted in the Sixth Joint Status Update, the parties agree that the Equity Committee is not the most effective means of monitoring compliance going forward and believe that the Workgroup will allow the parties to work together more efficiently. The parties expect the issues raised in the Fifth and Sixth Joint Status Update will be resolved through the Workgroup process.

The Parties seek Court approval of the Joint Workgroup Plan as a modification to the 2018 Joint Plan pursuant to Section 10 of the 2018 Joint Plain, which provides that changes to the plan “may be made in writing and upon mutual agreement.” [DE 222 at 11].

Date: February 25, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 25, 2022, I filed the foregoing document with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Matthew J. Carson

MATTHEW J. CARSON