

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Y.S. et al.,

Plaintiffs,

v.

THE SCHOOL DISTRICT OF
PHILADELPHIA,

Defendant.

Civil Action No. 85-6924

**STIPULATION OF DISMISSAL AND TERMINATION
OF AMENDED STIPULATION**

WHEREAS, in 1985, Plaintiffs Y.S., S.C., P.K., individually and on behalf of others similarly situated (“Plaintiffs”), filed this civil class action against The School District of Philadelphia (the “School District”), alleging that the School District failed to take sufficient steps to address problems resulting from certain students and parents having limited proficiency in English (the “Civil Action”);

WHEREAS, on October 19, 2010, the Parties entered into an Amended Stipulation in the Civil Action (the “Amended Stipulation”), providing for, among other things, the provision of certain programs and services and certain internal and external evaluations by the School District, and Plaintiffs subsequently sought to re-open the case;

WHEREAS, the Parties and the School District (collectively, “the Parties”) have concluded that it is in their mutual interest to enter an agreement for the termination of the Amended Stipulation and a dismissal of the Civil Action; and

WHEREAS, the Parties have entered into an agreement that includes, among its other terms and conditions, a provision for the termination of the Amended Stipulation and a dismissal of the Civil Action;

IT IS HEREBY STIPULATED AND AGREED, by the Parties hereto, through their undersigned counsel and pursuant to Rule 41(a)(2), as follows:

1. The Amended Stipulation, dated October 19, 2010, is terminated effective on the date this Stipulation is approved by the Court; and
2. This Civil Action is dismissed. The termination of the Amended Stipulation and the dismissal is with prejudice to the enforcement of the Amended Stipulation and the re-opening of the Civil Action, but they are without prejudice to the filing of a new class action against the School District, and they are without prejudice to any legal claims members of a proposed new class might have, including but not limited to claims that arose during the period between October 19, 2010 and the date this Stipulation is approved by the Court.

Dated: March ____, 2015

Respectfully submitted,

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APPROVED AND SO ORDERED this ____ day of _____, 2015.

William H. Yohn Jr., U.S.D.J.