

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
ASHLAND DIVISION

TIMOTHY ALLEN MORRISON, II by)
and through his next friends, TIMOTHY)
MORRISON and MARY MORRISON;)
TIMOTHY and MARY MORRISON;)
BRIAN NOLEN; and DEBORA JONES)

Plaintiffs)

v.)

Civil Action No. 05-38-DLB

BOARD OF EDUCATION OF BOYD)
COUNTY, KENTUCKY)

ELECTRONICALLY FILED

Defendants)

SARAH ALCORN, WILLIAM CARTER,)
DAVID FANNIN, LIBBY FUGETT,)
TYLER McCLELLAND, and JANE DOE)

Proposed Intervenor-Defendants)

MOTION TO INTERVENE

Pursuant to Rule 24 of the Federal Rules of Civil Procedure, Sarah Alcorn, William Carter, David Fannin, Libby Fugett, Tyler McClelland, and Jane Doe (collectively “movants”), by counsel, seek leave of the Court to intervene as defendants in this action and to file an answer, a copy of which is attached. Movants set forth the legal authorities to support their motion in the attached Memorandum in Support of Motion to Intervene.

Movants have sought consent from plaintiffs and defendant to this motion. Defendant said it would not oppose this motion. Plaintiffs said that they wish to review the papers before informing the Court of whether or not they oppose.

Respectfully submitted,

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Attorneys for Proposed Intervenor-Defendants

Dated: April 1, 2005

* Motion for Admission *Pro Hac Vice* pending.

CERTIFICATE OF SERVICE

I hereby certify that on April 1, 2005, I electronically filed this document with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing to the following:

John F. Billings

I further certify that I have mailed this document and the notice of electronic filing by first class mail, on April 1, 2005, to the following non-CM/ECF participants:

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