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HAWAII STATE DEPARTMENT  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

A.B., by her parents and next friends,  
C.B. and D.B., and T.T., by her parents  
and next friends, K.T. and S.T.,

Plaintiffs,

vs.

HAWAII STATE DEPARTMENT OF  
EDUCATION and OAHU  
INTERSCHOLASTIC ASSOCIATION,

Defendants.

CIVIL NO. CV18-00477 LEK-RT

DEFENDANT STATE OF HAWAII  
DEPARTMENT OF EDUCATION'S  
MEMORANDUM IN LIMITED  
OPPOSITION TO PLAINTIFFS'  
MOTION FOR LEAVE TO FILE  
FIRST AMENDED COMPLAINT  
(ECF NO. 69); CERTIFICATE OF  
SERVICE

TRIAL: February 24, 2020  
JUDGE: Hon. Leslie E. Kobayashi

DEFENDANT STATE OF HAWAII DEPARTMENT OF EDUCATION'S  
MEMORANDUM IN LIMITED OPPOSITION TO PLAINTIFFS' MOTION  
FOR LEAVE TO FILE FIRST AMENDED COMPLAINT (ECF NO. 69)

COMES NOW, Defendant Hawaii State Department of Education (the "DOE"), by and through its counsel, Clare E. Connors, Attorney General of the State of Hawaii, John M. Cregor, Jr., and Caron M. Inagaki, Deputy Attorneys General, hereby submit its Memorandum in Limited Opposition to Plaintiffs' Motion for Leave to File First Amended Complaint.

First, as advised, I am away on vacation.

When this motion to amend the Complaint first came in, Defendant offered to stipulate to the filing of the amended complaint if Plaintiffs would, in turn, stipulate that Defendant may have 35 days to answer or otherwise plead. Plaintiffs declined.

It is Defendant's position that despite Plaintiffs protests to the contrary, this First Amended Complaint dramatically changes this cause of action. But for this amendment, this case is immediately dismissible for lack of a proper Plaintiff(s). As the Court knows from previous hearings on this matter, Defendant had limited time to respond to the first Complaint which contained 237 paragraphs. Defendants filed a general denial. Now that much Discovery has been accomplished at least as to class certification issues, it is time for Defendant to address the 239 allegations of Plaintiff one by one. We simply

need adequate time to do it properly.

DATED: Honolulu, Hawaii, May 29, 2019.

STATE OF HAWAII

CLARE E. CONNORS  
Attorney General of Hawaii

/s/ John M. Cregor  
JOHN M. CREGOR, JR.  
Deputy Attorney General

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HAWAII STATE DEPARTMENT  
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