

2008 WL 427960

Only the Westlaw citation is currently available.
United States District Court,
E.D. New York.

Jeffrey HART, et al., Plaintiffs,
v.

The COMMUNITY SCHOOL BOARD OF
BROOKLYN, New York School District # 21, et al.,
Defendants.

Anjan Rau and Kanchan Katapadi as guardians
and o/b/o their children,

v.

New York City Department of Education, Joel
Klein in his capacity as Chancellor of the
Department of Education and Richard D'Auria in
his capacity as District 21 Community
Superintendent, Defendants.

Nos. 72-CV-1041 (JBW), 08-CV-210 (JBW).

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Feb. 15, 2008.

Attorneys and Law Firms

Michael Evan Rosman, Center For Individual Rights,
Washington, DC, for Plaintiffs.

Gail P. Rubin, Corporation Counsel of the City of NY,
New York, NY, for Defendants.

ORDER

JACK B. WEINSTEIN, Senior District Judge.

*1 Defendant in the 72-CV-1041 case ("*Hart*") moves to terminate the remedial order imposed by this court in 1974. *See Hart v. Cmty Sch. Bd.*, 383 F.Supp. 699

(E.D.N.Y.1974); *see also* Defendant's Motion dated Feb. 12, 2008, *Hart* Docket Entry No. 456.

Anjan Rau and Kanchan Katpadi move to intervene in *Hart*. *See* Motion to Intervene dated Jan. 14, 2008, *Hart* Docket Entry No. 451. These proposed intervenors are also plaintiffs in the 08-CV-210 case ("*Rau*"); they seek relief similar to that requested by the defendant in *Hart*.

The motion to intervene in *Hart* and a status conference in *Rau* was scheduled for March 19, 2008 at 10:00 a.m. *See* Order dated Jan. 25, 2008, *Hart* Docket Entry No. 454; *Rau* Docket Entry No. 4.

With consent of the plaintiffs and proposed intervenors, defendant in *Hart* seeks to expedite the hearing date on its motion and scheduling the intervention motion for the same date to facilitate plans for September 2008 registration of students. *See* Letter by Gail Rubin dated Feb. 12, 2008, *Hart* Docket Entry No. 456. On consent of all parties, the motions to intervene and to terminate the 1974 remedial order will now be heard on February 22, 2008 at 11:30 a.m.

Representatives of the Concerned Parents of District 21 are invited to participate at the hearing. Defendant is directed to notify them by some reasonable means. *See* Order dated 28, 2007, *Hart* Docket Entry No. 450. Also invited are interested members of the community who might be affected.

A status conference will be held simultaneously with the argument on the motions.

This is not an evidentiary hearing. Should one be sought it will be provided promptly so that the case can be decided by mid-March, in time to lay plans for the September term.

SO ORDERED.

All Citations

Not Reported in F.Supp.2d, 2008 WL 427960

