BECERRA, AND CLEO VICTA'S MOTION FOR SUMMARY JUDGMENT

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1 **JUDGMENT** 2 On September 22, 2023, Defendants' Capistrano Unified School District, 3 Jesus Becerra, and Cleo Victa's Motion to Dismiss Plaintiffs', B.B., a minor by and through her mother, Chelsea Boyle, and CHELSEA BOYLE, an individual, Second 4 5 Amended Complaint was filed with the Court. After due consideration of the 6 briefing submitted by the parties, on October 27, 2023, the Court granted 7 Defendants' Motion to Dismiss with prejudice pursuant to Fed. R. Civ. P. 12(b)(6) 8 as to Plaintiff CHELSEA BOYLE's only cause of action for Negligent Supervision 9 against Capistrano Unified School District. 10 On February 12, 2024, Defendants' Capistrano Unified School District, Jesus 11 Becerra, and Cleo Victa's Motion for Summary Judgment, or in the alternative, Partial Summary Judgment, was heard by the Honorable David O. Carter. After due 12 13 consideration of the briefing submitted by the parties, and oral argument of counsel, on February 22, 2024, the Court granted summary judgment pursuant to Fed. R. Civ. 14 P. 56 as to Plaintiffs' federal causes of action for (1) Violation of the First 15 16 Amendment against Becerra (42 U.S.C. § 1983); and (2) Retaliation in Violation of 17 First Amendment against Becerra and Victa (42 U.S.C. § 1983). The Court declined 18 to exercise supplemental jurisdiction over Plaintiffs' state law causes of action. 19 /// 20 /// 21 /// 22 /// 23 /// 24 25 /// **26** 27 28

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Judgment shall be entered in favor of Defendants, Capistrano Unified School District, Jesus Becerra, and Cleo Victa, and against Plaintiff, B.B., a minor by and through her mother, Chelsea Boyle; and CHELSEA BOYLE, an individual. It is further ordered: 1. Plaintiffs B.B. and CHELSEA BOYLE to take nothing by way of their claims; 2. Costs are awarded to Defendants in an amount to be determined by this court. IT IS SO ORDERED. DATED: March 6, 2024 Carter Bv: HON. DAVID O. CARTER United States District Court Judge