

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 20-3474

LIBBY HILSEN RATH,
On behalf of her minor child, C.H.,

Appellant

v.

SCHOOL DISTRICT OF THE CHATHAMS;
BOARD OF EDUCATION OF THE SCHOOL DISTRICT OF THE CHATHAMS;
MICHAEL LASUSA, In his official capacity as the Superintendent
of the School District of the Chathams;
KAREN CHASE, In her official capacity as the Assistant Superintendent
of Curriculum and Instruction at the School District of the Chathams;
JILL GIHORSKI, In her official capacity as the Principal
of Chatham Middle School;
STEVEN MAHER, In his official capacity as the Supervisor of Social Studies
for the School District of the Chathams;
MEGAN KEOWN, In her official capacity as a Social Studies teacher
for Chatham Middle School;
CHRISTINE JAKOWSKI, In her official capacity as a Social Studies teacher
for Chatham Middle School

(D.N.J. No. 2-18-cv-00966)

Present: CHAGARES, Chief Judge, HARDIMAN and MATEY, Circuit Judges

ORDER

On June 28, 2022, we notified the parties that we were considering taking summary action in this case. We provided them with an opportunity to respond, only Appellant responded, and we have considered Appellant's submission. We conclude that summary action is appropriate. Accordingly, we hereby vacate the District Court's judgment entered on November 12, 2020 and remand this case to the District Court for further consideration in light of the Supreme Court's opinion in Kennedy v. Bremerton Sch. Dist., 142 S. Ct. 2407 (June 27, 2022).

By the Court,

s/Michael A. Chagares
Chief Circuit Judge

Dated: July 20, 2022
ARR/cc: MP; RT; RKT