

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

JANE DOE, individually and on behalf of her
minor child, SARAH DOE,

Plaintiffs,

v.

OCEANSIDE UNION FREE SCHOOL
DISTRICT, et al.,

Defendants.

Civil Action No.:
2:25-cv-02304-GRB-ST

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Plaintiffs' Renewed Motion for a Preliminary Injunction, dated September 8, 2026; the Declaration of Jane Doe, dated September 8, 2026, and the exhibits annexed thereto; the Declaration of Carlos Rivera, M.D., dated September 8, 2026, and the exhibit annexed thereto; the Declaration of Sujata S. Gibson, Esq., dated September 8, 2026, and the exhibit annexed thereto; the First Amended Complaint (ECF No. 16); and all prior pleadings and proceedings had herein, Plaintiffs will move this Court, before the Honorable Gary R. Brown, United States District Judge, at the Alfonse M. D'Amato United States Courthouse, 100 Federal Plaza, Central Islip, New York 11722, on a date and at a time to be set by the Court in the accompanying proposed Order to Show Cause with Temporary Restraining Order and Expedited Briefing Schedule, for an order pursuant to Rule 65 of the Federal Rules of Civil Procedure:

- (a) enjoining Defendants, their officers, agents, servants, employees, and attorneys, and all other persons in active concert or participation with them who receive actual notice of such order, from excluding Plaintiff Sarah Doe from attendance at Oceanside High School, and from otherwise denying her the educational programs, services, and activities available to

other enrolled students, on the basis of her not having received the third dose of the hepatitis B vaccine series and/or the second (booster) dose of the meningococcal conjugate (MenACWY) vaccine;

- (b) directing Defendants to honor, and to give effect to, the medical exemption certification issued for Sarah Doe by Carlos Rivera, M.D., on July 22, 2026, for the 2026–2027 school year;
- (c) providing that such relief shall remain in effect through and including the earlier of (i) the date on which Sarah Doe attains the age of eighteen years in January 2027, or (ii) further order of this Court; and
- (d) granting such other and further relief as this Court deems just and proper.

Plaintiffs further respectfully request that the Court sign the accompanying proposed Order to Show Cause, set a return date and expedited briefing schedule permitting determination of this motion in advance of September 24, 2026, and grant the interim relief set forth therein pending the hearing and determination of this motion.

Dated: September 8, 2026
Ithaca, New York

Respectfully submitted,

GIBSON LAW FIRM, PLLC

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TO: All counsel of record (via ECF)