

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

MISSOURI STATE CONFERENCE OF)
THE NATIONAL ASSOCIATION FOR)
THE ADVANCEMENT OF COLORED)
PEOPLE, et al.,)

Plaintiffs,)

v.)

Case No. 4:22-cv-191-MTS

WENTZVILLE R-IV SCHOOL)
DISTRICT,)

Defendant.)

MOTION FOR CLASS CERTIFICATION

Come now individual Plaintiffs D.L. and C.K.-W., pursuant to Federal Rule of Civil Procedure 23, and move this Court for certification of a Plaintiff Class. In support, they state:

1. In this action, Plaintiffs challenge the policy of Defendant Wentzville R-IV School District (the “District”) of removing books from school libraries because of officials’ dislike of the ideas contained in the books and with the intent and purpose to prescribe what is generally or traditionally accepted as right or true in matters of opinion, and of automatically removing books upon any complaint against the books by a parent, student, or guardian—sometimes with the possibility of further review and, in other cases, permanently—in violation of Plaintiffs’ First and Fourteenth Amendment rights.
2. For the reasons explained in the accompanying memorandum in support, class certification of the proposed Class consisting of current and future students in District schools who use, or will use, a District school library to access information (the

“Proposed Class”) is proper because movants satisfy the requirements of Federal Rules of Civil Procedure 23(a) and (b)(2).

3. Plaintiffs move this Court to certify the Proposed Class.

WHEREFORE Plaintiffs respectfully request that this Court certify a Plaintiff Class consisting of all current and future students in District schools who use, or will use, a District school library to access information, or such other class of students the Court deems appropriate; appoint individual Plaintiffs D.L. and C.K.-W. as class representatives; and appoint Anthony E. Rothert, Jessie Steffan, Molly Carney, Emily Lazaroff, Gillian R. Wilcox, and Vera Eidelman as class counsel.

Respectfully submitted,

/s/ Molly E. Carney
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