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United States District Court
Northern District of Illinois - CM/ECF NextGen 1.9 (rev. 1.9) (Chicago)
CIVIL DOCKET FOR CASE #: 1:25-cv-09112

F.F. v. Valley View Community Unit School District 365U et al

Date Filed:	Aug 1, 2025
Status:	Closed
Nature of suit:	448 Civil Rights: Education
Demand:	\$1,000
Assigned to:	Honorable Sharon Johnson Coleman
Case in other court:	25-02735
Cause:	28:1331 Federal Question
Date terminated:	2026-07-13
Jurisdiction:	Federal Question
Jury demand:	None

Parties and Attorneys

Plaintiff	F.F. a minor, by and through her next friend and father, JAMES ELLARD FISHER, individually, and on behalf of all others similarly situated
Representation	Ajay Gupta <i>Ajay Gupta</i> 2849 Bond Circle Naperville, IL 60563 (630) 854-7194

ATTORNEY TO BE NOTICED

Defendant

Valley View Community Unit School District 365U

Representation

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ATTORNEY TO BE NOTICED

Defendant

Dr. Keith Wood

in his official capacity as Superintendent of Schools for the Valley View Community Unit School District 365U

Representation

Alexander Thomas Myers

(See above for address)

ATTORNEY TO BE NOTICED

Darcy L. Proctor

(See above for address)

ATTORNEY TO BE NOTICED

John M. O'Driscoll

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ATTORNEY TO BE NOTICED

Defendant

Dr. Jason Pascavage

in his official capacity as Principal of Bolingbrook High School

Representation

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ATTORNEY TO BE NOTICED

Darcy L. Proctor
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Docket Entries

Numbers shown are court assigned numbers.

Entry #	Filing Date	Description
1	Aug 1, 2025	COMPLAINT filed by F.F.; Filing fee \$ 405, receipt number AILNDC-23828435.(Gupta, Ajay) (Entered: 08/01/2025)
2	Aug 1, 2025	CIVIL Cover Sheet (Gupta, Ajay) (Entered: 08/01/2025)
3	Aug 1, 2025	ATTORNEY Appearance for Plaintiff F.F. by Ajay Gupta (Gupta, Ajay) (Entered: 08/01/2025)
	Aug 1, 2025	CASE ASSIGNED to the Honorable Sharon Johnson Coleman. Designated as Magistrate Judge the Honorable Keri L. Holleb Hotaling. Case assignment: Random assignment. (Civil Category 1). (gmc,) (Entered: 08/01/2025)
10	Aug 4, 2025	SUMMONS Issued (Court Participant) as to Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood (Attachments: # 1 Summons, # 2 Summons)(axm,) (Entered: 08/04/2025)
11	Aug 4, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: This case has been assigned to the calendar of Judge Sharon Johnson Coleman. Status hearing is set for 10/6/2025 at 10:00 AM as an in-person hearing. Plaintiff(s) is directed to advise the defendant(s) of the status hearing forthwith. The parties are directed to meet and discuss the status of the case. The parties are to file a joint status report in the format described on the court's website at www.ilnd.uscourts.gov at least 3 business days prior to the status. The parties are directed to discuss settlement, and whether they consent to proceed before the Magistrate Judge. If the parties agree to consent jurisdiction before the Magistrate Judge, all parties must sign the consent form and electronically file the signed form on the case docket. The court encourages the parties to review this court's website for its standing orders prior to contacting chambers. Mailed notice. (ym) (Entered: 08/04/2025)
12	Aug 12, 2025	MOTION by Plaintiff F.F. for temporary restraining order , MOTION by Plaintiff F.F. for preliminary injunction (Gupta, Ajay) (Entered: 08/12/2025)
13	Aug 13, 2025	NOTICE of Motion by Ajay Gupta for presentment of motion for temporary restraining order, motion for preliminary injunction 12 before Honorable Sharon Johnson Coleman

Entry #	Filing Date	Description
		on 8/20/2025 at 10:00 AM. (Gupta, Ajay) (Entered: 08/13/2025)
14	Aug 13, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: Plaintiff has filed a motion for temporary restraining order and motion for preliminary injunction 12 . As is the case with a preliminary injunction, the issuance of a TRO is "an exercise of a very far-reaching power, never to be indulged in except in a case clearly demanding it." Orr v. Shicker, 953 F.3d 490, 501 (7th Cir. 2020) (citation omitted). The Court has considerable discretion in deciding whether to issue a TRO. Cassell v. Snyders, 990 F.3d 539, 544-45 (7th Cir. 2021). Plaintiff's representations in her motion do not demonstrate that Plaintiff is under threat of such immediate harm necessitating extraordinary relief through issuance of a temporary restraining order. As such, the Court construes Plaintiff's motion as seeking a preliminary injunction against Defendants. Parties should come to the presentment set for 8/20/2025 prepared to discuss a proposed briefing schedule for Plaintiff's motion for preliminary injunction and whether Defendants plan to file a motion to dismiss as part of this briefing schedule. Mailed notice. (ym) (Entered: 08/13/2025)
15	Aug 14, 2025	SUMMONS Returned Executed by F.F. as to Valley View Community Unit School District 365U on 8/8/2025, answer due 8/29/2025. (Gupta, Ajay) (Entered: 08/14/2025)
16	Aug 14, 2025	SUMMONS Returned Executed by F.F. as to Keith Wood on 8/8/2025, answer due 8/29/2025. (Gupta, Ajay) (Entered: 08/14/2025)
17	Aug 14, 2025	SUMMONS Returned Executed by F.F. as to Jason Pascavage on 8/12/2025, answer due 9/2/2025. (Gupta, Ajay) (Entered: 08/14/2025)
18	Aug 15, 2025	ATTORNEY Appearance for Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood by Alexander Thomas Myers (Myers, Alexander) (Entered: 08/15/2025)
19	Aug 15, 2025	ATTORNEY Appearance for Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood by Darcy L. Proctor (Proctor, Darcy) (Entered: 08/15/2025)
20	Aug 15, 2025	ATTORNEY Appearance for Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood by John M. O'Driscoll (O'Driscoll, John) (Entered: 08/15/2025)
21	Aug 20, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: Motion hearing held on 8/20/25. For the reasons stated on the record, Plaintiff's Motion for Preliminary Injunction 12 is hereby briefed as follows: Defendant's response is due by September 3, 2025, and Plaintiff's reply is due by September 8, 2025. The Court grants the parties' oral motion for leave to file an oversized brief of not more than 20 pages for Defendant's Response and a total of no more than 18 pages for Plaintiff's reply. Mailed notice (mjc,) (Entered: 08/20/2025)
22	Sep 3, 2025	RESPONSE by Jason Pascavage, Valley View Community Unit School District 365U, Keith Woodin Opposition to MOTION by Plaintiff F.F. for temporary restraining order MOTION by Plaintiff F.F. for preliminary injunction 12 (Attachments: # 1 Exhibit Excerpts from the IDHR Guidance for Gender-Related Protections in Illinois, # 2 Exhibit Affidavit of Defendant Dr. Jason Pascavage, # 3 Exhibit Affidavit of Lois McDermott, # 4 Exhibit Photos of Changes to Bathroom Stalls Following the Installation of Blinders, # 5 Exhibit Copy of Amici Curiae Brief of School Administrators Filed in Whitaker v. Kenosha, # 6 Exhibit Affidavit of Dr. Carter Larry, # 7 Exhibit

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		PRESS Guidance, # 8 Appendix)(Myers, Alexander) (Entered: 09/03/2025)
23	Sep 8, 2025	REPLY by F.F. to response in opposition to motion,,, 22 (Gupta, Ajay) (Entered: 09/08/2025)
24	Sep 9, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: Plaintiff's motion for preliminary injunction 12 is fully briefed, the Court set oral arguments for 9/22/2025 at 1:30 PM as an in-person hearing. Mailed notice. (ym) (Entered: 09/09/2025)
25	Sep 9, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: In person oral arguments as to plaintiff's motion for preliminary injunction 12 set for 9/22/2025 is stricken and reset to 9/17/2025 at 11:00 AM. Mailed notice. (ym) (Entered: 09/09/2025)
26	Sep 17, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: Oral arguments held as to plaintiff's motion for entry of a preliminary injunction 12 on 9/17/2025. The matter is taken under advisement. Mailed notice. (ym) (Entered: 09/17/2025)
27	Sep 30, 2025	MEMORANDUM Opinion and Order: The Court denies Plaintiff's Motion for a Preliminary Injunction 12 . Signed by the Honorable Sharon Johnson Coleman on 9/30/2025. Mailed notice. (ym) (Entered: 09/30/2025)
28	Sep 30, 2025	NOTICE of appeal by F.F. regarding orders 27 Filing fee \$ 605, receipt number AILNDC-24137836. Receipt number: n (Gupta, Ajay) (Entered: 09/30/2025)
29	Sep 30, 2025	DOCKETING Statement by F.F. regarding notice of appeal 28 (Gupta, Ajay) (Entered: 09/30/2025)
30	Oct 1, 2025	NOTICE of Appeal Due letter sent to counsel of record regarding notice of appeal 28 . (gcy,) (Entered: 10/01/2025)
31	Oct 1, 2025	TRANSMITTED to the 7th Circuit the short record on notice of appeal 28 . Notified counsel. (gcy,) (Entered: 10/01/2025)
32	Oct 2, 2025	ACKNOWLEDGMENT of receipt of short record on appeal regarding notice of appeal 28 ; USCA Case No. 25-2735. (gcy,) (Entered: 10/02/2025)
33	Oct 2, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: The in-person status hearing set for 10/6/2025 is stricken and reset to 11/5/2025 at 10:30 AM. The parties are to file a joint status report in the format described on the court's website at www.ilnd.uscourts.gov at least 3 business days prior to the status. Mailed notice. (ym) (Entered: 10/02/2025)
34	Oct 3, 2025	TRANSCRIPT OF PROCEEDINGS held on 9/17/2025 before the Honorable Sharon Johnson Coleman. ORAL ARGUMENT. Order Number: 53110. Court Reporter Contact Information: TRACEY D. McCULLOUGH, 312-435-5570, tracey_mccullough@ilnd.uscourts.gov. IMPORTANT: The transcript may be viewed at the court's public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through the Court Reporter/Transcriber or PACER. For further information on the redaction process, see the Court's web site at www.ilnd.uscourts.gov under Quick Links select Policy Regarding the Availability of Transcripts of Court Proceedings. Redaction Request due 10/24/2025. Redacted Transcript Deadline set for 11/3/2025. Release of Transcript Restriction set for 1/1/2026. (Mccullough, Tracey) (Entered: 10/03/2025)
35	Oct 6, 2025	SEVENTH CIRCUIT transcript information sheet by F.F. (Gupta, Ajay) (Entered: 10/06/

Entry #	Filing Date	Description
		2025)
36	Oct 29, 2025	REQUEST For Default summons returned executed 17 , summons returned executed 15 , complaint 1 , summons returned executed 16 (Gupta, Ajay) (Entered: 10/29/2025)
37	Oct 29, 2025	TRANSCRIPT OF PROCEEDINGS held on 8/20/2025 before the Honorable Sharon Johnson Coleman. Order Number: 53621, 53649. Court Reporter Contact Information: TRACEY D. McCULLOUGH, 312-435-5570, tracey_mccullough@ilnd.uscourts.gov. IMPORTANT: The transcript may be viewed at the court's public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through the Court Reporter/Transcriber or PACER. For further information on the redaction process, see the Court's web site at www.ilnd.uscourts.gov under Quick Links select Policy Regarding the Availability of Transcripts of Court Proceedings. Redaction Request due 11/19/2025. Redacted Transcript Deadline set for 12/1/2025. Release of Transcript Restriction set for 1/27/2026. (Mccullough, Tracey) (Entered: 10/29/2025)
38	Oct 29, 2025	MOTION by Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith WoodTime to Respond to Plaintiffs' Motion for an Entry of Default and 14 Days to File a Responsive Pleading (Attachments: # 1 Exhibit A - Transcript of the Hearing on August 20, 2025)(Myers, Alexander) (Entered: 10/29/2025)
39	Oct 29, 2025	NOTICE of Motion by Alexander Thomas Myers for presentment of motion for miscellaneous relief, 38 before Honorable Sharon Johnson Coleman on 11/5/2025 at 10:30 AM. (Myers, Alexander) (Entered: 10/29/2025)
40	Oct 30, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: Plaintiff's Request for Entry of Default, 36 , is denied. "When a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend, and that failure is shown by affidavit or otherwise, the clerk must enter the party's default." Fed. R. Civ. P. 55(a). Plaintiff's assertion that Defendants have "failed to plead or otherwise defend within the 21 days allowed under Federal Rule of Civil Procedure 12(a)," is plainly incorrect in light of this Court's own orders, and the litigation that has occurred so far in this case. Because Defendants have unambiguously defended the case thus far and because the Court suspended the 21-day response deadline on August 20, 2025, Plaintiff's Request is denied. Accordingly, Defendant's Motion for Time to Respond to Plaintiff's Motion for Entry of Default, 38 , is stricken as moot. The Court sets a twenty-one (21) day deadline for Defendants to file an answer to Plaintiff's Complaint or otherwise respond under Rule 12(b). Mailed notice. (ym) (Entered: 10/30/2025)
41	Oct 31, 2025	STATUS Report Initial Joint Status Report by Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood (Myers, Alexander) (Entered: 10/31/2025)
42	Nov 3, 2025	MOTION by Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood to stay Pending the Outcome of Defendants' Motion to Dismiss (Myers, Alexander) (Entered: 11/03/2025)
43	Nov 3, 2025	NOTICE of Motion by Alexander Thomas Myers for presentment of motion to stay 42 before Honorable Sharon Johnson Coleman on 11/5/2025 at 10:30 AM. (Myers, Alexander) (Entered: 11/03/2025)
44	Nov 5, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: Motion hearing held on 11/5/2025. Defendants' Motion to Stay Discovery Pending the Outcome of

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		Defendants' Motion to Dismiss, 42 , is granted. District Courts have broad discretion in managing discovery. Liggins v. Reicks, Case No. 3:19-cv-50303, 2021 U.S. Dist. LEXIS 127302, 2021 WL 2853359, at *1 (N.D. Ill. Jul. 8, 2021) (Jantz, J.) (citing Crawford-El v. Britton, 523 U.S. 574, 598, 118 S. Ct. 1584, 140 L. Ed. 2d 759 (1998)). "In determining whether good cause exists to stay discovery during the pendency of a motion to dismiss, courts consider the following factors: (1) whether a stay will prejudice the non-moving party; (2) whether a stay will simplify the issues in the case; and (3) whether a stay will reduce the burden of litigation for the parties or the court." Id. The Court does not believe that there would be prejudice to Plaintiff in granting the stay; the Court believes staying the case has the strong potential to simplify the issues in this litigation moving forward; and the Court believes that a discovery stay pending its ruling on the motion to dismiss will reduce the burdens of litigation and conserve the Court and parties' resources. Because all three factors support staying discovery, Defendants' Motion, 42 , is granted. The parties are ordered to file a joint status report within 10 days of the District Judge's ruling on the motion to dismiss. The Court will consider lifting the stay on discovery at that time, depending on the Court's ruling(s) and what other motions, if any, remain pending. Mailed notice. (ym) (Entered: 11/05/2025)
45	Nov 20, 2025	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood (Myers, Alexander) (Entered: 11/20/2025)
46	Nov 20, 2025	MEMORANDUM by Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood in support of Motion to Dismiss for Failure to State a Claim 45 (Myers, Alexander) (Entered: 11/20/2025)
47	Nov 20, 2025	NOTICE of Motion by Alexander Thomas Myers for presentment of Motion to Dismiss for Failure to State a Claim 45 before Honorable Sharon Johnson Coleman on 12/2/2025 at 10:00 AM. (Myers, Alexander) (Entered: 11/20/2025)
48	Nov 21, 2025	MINUTE entry before the Honorable Sharon Johnson Coleman: Plaintiff shall file a response to defendants' motion to dismiss 45 by 12/19/2025. Defendants shall file a reply by 1/5/2026. Once the matter is fully briefed, the Court shall take it under advisement. No appearance necessary on 12/2/2025. As this Court's website directs, the parties must provide courtesy copies in hard copy form of all substantive and/or dispositive motions, including the corresponding legal briefs and attachments. Mailed notice. (ym) (Entered: 11/21/2025)
49	Dec 19, 2025	RESPONSE by F.F.in Opposition to MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood 45 (Gupta, Ajay) (Entered: 12/19/2025)
50	Dec 31, 2025	ANNUAL REMINDER: Pursuant to Local Rule 3.2 (Notification of Affiliates), any nongovernmental party, other than an individual or sole proprietorship, must file a statement identifying all its affiliates known to the party after diligent review or, if the party has identified no affiliates, then a statement reflecting that fact must be filed. An affiliate is defined as follows: any entity or individual owning, directly or indirectly (through ownership of one or more other entities), 5% or more of a party. The statement is to be electronically filed as a PDF in conjunction with entering the affiliates in CM/ECF as prompted. As a reminder to counsel, parties must supplement their statements of affiliates within thirty (30) days of any change in the information previously reported. This minute order is being issued to all counsel of record to remind

Entry #	Filing Date	Description
		counsel of their obligation to provide updated information as to additional affiliates if such updating is necessary. If counsel has any questions regarding this process, this LINK will provide additional information. Signed by the Honorable Virginia M. Kendall on 12/31/2025: Mailed notice. (tg,) (Entered: 12/31/2025)
51	Jan 5, 2026	REPLY by Defendants Jason Pascavage, Valley View Community Unit School District 365U, Keith Wood (Myers, Alexander) (Entered: 01/05/2026)
52	Mar 1, 2026	MOTION by Plaintiff F.F. to certify class (Gupta, Ajay) (Entered: 03/01/2026)
53	Mar 1, 2026	NOTICE of Motion by Ajay Gupta for presentment of motion to certify class 52 before Honorable Sharon Johnson Coleman on 3/10/2026 at 10:00 AM. (Gupta, Ajay) (Entered: 03/01/2026)
54	Mar 2, 2026	MINUTE entry before the Honorable Sharon Johnson Coleman: Plaintiff's motion for certification of class 52 is entered and continued pending the Court's ruling on defendant's motion to dismiss 45 . No appearance necessary on 3/10/2026. Mailed notice. (ym) (Entered: 03/02/2026)
55	Jun 3, 2026	MOTION by Plaintiff F.F. TO CONTINUE PROCEEDING UNDER INITIALS (Gupta, Ajay) (Entered: 06/03/2026)
56	Jun 3, 2026	SEALED EXHIBIT by Plaintiff F.F. (Unredacted Sworn Declaration) regarding MOTION by Plaintiff F.F. TO CONTINUE PROCEEDING UNDER INITIALS 55 (Gupta, Ajay) (Entered: 06/03/2026)
57	Jun 3, 2026	NOTICE of Motion by Ajay Gupta for presentment of motion for miscellaneous relief 55 before Honorable Sharon Johnson Coleman on 6/16/2026 at 10:00 AM. (Gupta, Ajay) (Entered: 06/03/2026)
58	Jun 16, 2026	MINUTE entry before the Honorable Sharon Johnson Coleman: Motion hearing held on 6/16/2026. The Court heard brief oral argument as to plaintiff's motion to continue proceeding under initials 55 . The matter is taken under advisement and also takes defendants' motion to dismiss 45 under advisement. Mailed notice. (ym) (Entered: 06/16/2026)
59	Jul 3, 2026	MOTION by Plaintiff F.F. for leave to file NOTICE OF SUPPLEMENTAL AUTHORITY (Gupta, Ajay) (Entered: 07/03/2026)
60	Jul 7, 2026	MINUTE entry before the Honorable Sharon Johnson Coleman: The Court is in receipt of Plaintiff's Motion for leave to file notice of supplemental authority 59 and provides the relief requested therein. The Court will consider the ruling in West Virginia v. B. P. J., 609 U.S. ____ (2026) (No. 24-43) in its disposition of Defendants' pending motion to dismiss. Mailed notice. (ym) (Entered: 07/07/2026)
61	Jul 13, 2026	MEMORANDUM Opinion and Order: The Court grants Defendants' Motion to Dismiss 45 and Denies Plaintiffs' Motion to Proceed Anonymously 55 . Civil case terminated. Signed by the Honorable Sharon Johnson Coleman on 7/13/2026. Mailed notice. (ym) (Entered: 07/13/2026)
62	Jul 13, 2026	ENTERED JUDGMENT. Mailed notice. (ym) (Entered: 07/13/2026)
63	Jul 16, 2026	MOTION by Plaintiff F.F. to alter judgment or in the alternative , MOTION by Plaintiff F.F. to stay enforcement pending appeal (Gupta, Ajay) (Entered: 07/16/2026)
64	Jul 16, 2026	MOTION by Plaintiff F.F. to alter judgment UNDER RULE 59(e) AND FOR LEAVE TO

Entry #	Filing Date	Description
		FILE AN AMENDED COMPLAINT UNDER RULE 15(a)(2) (Gupta, Ajay) (Entered: 07/16/2026)
65	Jul 17, 2026	MINUTE entry before the Honorable Sharon Johnson Coleman: The Court denies Plaintiff's motion to Alter Judgment 63 for the reasons outlined in its initial Memorandum Opinion and Order 61 but grants the alternative relief requested therein. Accordingly, the Court stays its denial of Plaintiff's motion to proceed anonymously until appellate review of that denial. The Court is also in receipt of Plaintiff's Motion to Alter Judgement and for Leave to File an Amended Complaint 64 . The Court clarifies that its dismissal 61 is with prejudice based on futility grounds. While Plaintiff asserts the Court should provide Plaintiff with leave to amend under the liberal Rule 15(a)(2) standard, courts may deny a proposed amended pleading if the amendment would be futile." See Int'l Union of Operating Eng'rs, Loc. 139 v. Daley, 983 F.3d 287, 296 (7th Cir. 2020). Here, any amendment to the pleadings would be futile since: (1) the facts underlying Plaintiff's claims rely on speculative and unsupported factual conclusions as to a student's assigned sex at birth and gender expression, a deficiency that cannot be cured; and (2), as extensively explained in the Court's ruling, Defendants' Policy does not include any discriminatory classifications and does not treat any students differently on the basis of their sex or transgender identity. Accordingly, based on this clarification, the Court denies Plaintiff's Motion 64 . Mailed notice. (ym) (Entered: 07/17/2026)