STATE OF RHODE ISLAND PROVIDENCE, SC.

SUPERIOR COURT

CHRISTINE L. EGAN; RICK RICHARDS; and EDWARD BENSON

Plaintiffs

v. : C.A. No.: PC-2013-3832

RHODE ISLAND BOARD OF EDUCATION : and EVA-MARIE MANCUSO, in her capacity : as Chair ::

Defendants :

ORDER

The parties came before the Court on Plaintiffs' Verified Complaint for Temporary Restraining Order and a Preliminary and Permanent Injunction and Declaratory Relief.

Plaintiffs' Motion for Temporary Restraining Order is addressed as a Motion for Preliminary Injunction. After hearing thereon and in consideration thereof, it is hereby:

ORDERED, ADJUDGED AND DECREED

- 1. Having found:
 - a. The Plaintiffs have demonstrated the likelihood of success on the merits and the likelihood of irreparable harm if the relief sought is not granted; and
 - b. an absence of evidence of substantial hardship to the Defendant, Rhode Island Board of Education.
- 2. Plaintiffs' Motion for Preliminary Injunction is GRANTED.
- 3. Defendant, Rhode Island Board of Education, is ordered to open to the public all portion of its August 2013 planned retreat that discusses and/or relates to:
 - a. NECAP
 - b. High Stakes Testing
- 4. Defendant, Rhode Island Board of Education, is ordered to communicate specifically to the Plaintiffs in this case, through their counsel or via a public notice, the day and time of any session(s) relating to the topics in Section 3 above.

5. In the alternative, if Defendant, Rhode Island Board of Education, chooses not to open that session to the public, the Court orders that the above topics outlined in Section 3 above cannot be discussed at the retreat.

ENTERED as an Order of this Court on the day

__ day of August 2013.

PERORDER

ENTER

8.

Presented by:

Miriam Weizenbaum (#5182)

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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the following document:

Order

was sent to the following counsel of record by hand delivery/first class mail on this day of August 2013:

Paul V. Sullivan, Esq. Sullivan, Whitehead & DeLuca, LLP 86 Weybosset Street, Ste. 400 Providence, RI 02903

Joseph J. Rodio, Esq. Rodio & Ursillo, Ltd. 86 Weybosset Street Providence, RI 02903

Dr. J