

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

_____)	
RASHEED WALTERS, et al.,)	
)	
Plaintiffs,)	
v.)	Civil Action No. 1:22-cv-12048-PBS
)	
THE CITY OF BOSTON, et al.,)	
)	
Defendants.)	
_____)	

JOINT STATUS REPORT

Pursuant to this Court’s June 15, 2023, Electronic Order, ECF No. 94, the parties file this joint status report.

1. On June 22, 2023, the parties met and conferred to discuss a final resolution of this case and have agreed to the following substantive updates and proposed briefing schedule.

2. Plaintiffs agree not to challenge the redistricting map approved by the Boston City Council on May 24, 2023, and signed into law by the Mayor on May 26, 2023 (the “new May 2023 Map”), either through a motion to amend their Complaint in this case or by filing a new lawsuits to the new May 2023 Map.

3. The parties agree that, after the City Defendants declined to appeal this Court's Memorandum and Order granting the Plaintiffs injunctive relief from the Defendants’ use of their enacted November 2022 map and elected to enact the new May 2023 Map,

a) the City Defendants have fully complied with this Court’s Preliminary Injunction order; b) the injunctive relief granted on the merits of Plaintiffs’ claims materially altered the legal relationship of the parties; c) the Plaintiffs have prevailing party status in that the prosecution of their constitutional claims in this case resulted in the beneficial modification of the Defendants’ electoral districts; d) while the Plaintiffs did not prevail on their Voting Rights Act or Open

Meeting Law claims, the City Defendants will not challenge that the Plaintiffs have prevailing party status for their Equal Protection Claim for purposes of a fee petition; e) the issues raised in the Plaintiffs' Complaint are now moot, and; f) the case is appropriate for dismissal.

4. Plaintiffs intend to submit a petition for attorneys' fees as prevailing parties pursuant to 42 U.S.C. Sections 1983 and 1988, and any other applicable fee shifting statutes, and the parties request that the Court endorse the following schedule for considering that petition:

- a. Plaintiffs' Petition for Attorneys' Fees to be filed on or before **July 28, 2023**;
- b. Defendants' Opposition to be filed on or before **August 11, 2023**.

5. After the Court rules on Plaintiffs' Petition, the parties will file a stipulation of dismissal under Fed. R. Civ. P. 41(a)(1)(A)(ii).

Respectfully submitted,

PLAINTIFFS,

BOSTON CITY COUNCIL

By their attorneys,

By its attorneys,

/s/ Glen Hannington

/s/ Lon F. Povich

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July 14, 2023

Certificate of Service

I hereby certify that a true and accurate copy of this document was filed through the Electronic Case Filing system, and will be served upon the attorney of record for each party registered to receive electronic service on this 14th day of June, 2023.

/s/ Glen Hannington
Glen Hannington, Esq.

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