

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
OKLAHOMA

Joann Brice, et al. v. Community Strategies, Inc. d/b/a Epic Charter
Schools

No. CIV-25-1208-SLP, United States District Court for the Western District of Oklahoma (March 16, 2026)

SUMMARY

The United States District Court for the Western District of Oklahoma granted Community Strategies, Inc.'s motion to withdraw its motion to dismiss, which had asserted Eleventh Amendment immunity. The court also scheduled a status and scheduling conference and ordered the parties to discuss possible consolidation of related cases.

CASE DETAILS

COURT	United States District Court for the Western District of Oklahoma
WRITING FOR THE COURT	Scott L. Palk
JURISDICTION	United States District Court for the Western District of Oklahoma
DECIDED	March 16, 2026
DOCKET	CIV-25-1208-SLP
DISPOSITION	other
PROCEDURAL POSTURE	The defendant moved to withdraw its pending motion to dismiss, which asserted entitlement to Eleventh Amendment immunity.
PRECEDENTIAL VALUE	Unpublished district court order

TOPICS

[motions to dismiss](#) [eleventh amendment immunity](#) [civil procedure](#) [federalism](#)

PRACTICE AREAS

[civil procedure](#) [constitutional law](#) [federalism](#)

QUESTIONS PRESENTED

- Whether the defendant should be permitted to withdraw its pending motion to dismiss asserting Eleventh Amendment immunity.

HOLDINGS

1. The court granted the defendant's motion to withdraw and ordered that the pending motion to dismiss be treated as withdrawn.

KEY QUOTATIONS

“Defendant’s Motion is GRANTED. IT IS THEREFORE ORDERED that Defendant’s Motion to Withdraw [Doc. No. 23] is GRANTED and the Motion to Dismiss [Doc. No. 14] is WITHDRAWN.”

FACTUAL BACKGROUND

Community Strategies, Inc., doing business as Epic Charter Schools, had a motion to dismiss pending in the action. The motion argued that the defendant was entitled to Eleventh Amendment immunity. After citing a recent Supreme Court opinion, the defendant requested permission to withdraw the motion.

PROCEDURAL HISTORY

Defendant filed a motion to dismiss and subsequently moved to withdraw it in light of a recent United States Supreme Court opinion. The district court granted the motion to withdraw, deemed the motion to dismiss withdrawn, and set the matter for a status and scheduling conference.

DISPOSITION

other

CASES CITED

- Galette v. New Jersey Transit Corporation, Nos. 24-1021 and 24-1113, 607 U.S. ----, --- S. Ct. ---, 2026 WL 598450 (2026)
- Freeman v. Community Strategies, Inc. d/b/a Epic Charter Schools, Case No. 5:25-CV-00170-SLP
- Brooks v. Community Strategies, Inc. d/b/a Epic Charter Schools, Case No. 5:25-CV-01209-SLP

OPINION

Brice

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF OKLAHOMA

JOANN BRICE, et al.,)) Plaintiffs,)) v.) Case No. CIV-25-1208-SLP)

COMMUNITY STRATEGIES, INC.,)

d/b/a EPIC CHARTER SCHOOLS,)

) Defendant.)

O R D E R

Before the Court is Defendant Community Strategies, Inc. d/b/a Epic Charter Schools’ Motion to

Withdraw its Motion to Dismiss. [Doc. No. 23]. Defendant requests to withdraw its Motion to Dismiss [Doc. No. 14] which argued for entitlement to Eleventh Amendment immunity, in light of a recent opinion from the United States Supreme Court. See Mot. [Doc. No. 23] at 1 (citing *Galette v. New Jersey Transit Corporation*, Nos. 24- 1021 and 24-1113, 607 U.S. ----, --- S. Ct. ---, 2026 WL 598450 (2026)). Defendant's Motion is GRANTED. IT IS THEREFORE ORDERED that Defendant's Motion to Withdraw [Doc. No. 23] is GRANTED and the Motion to Dismiss [Doc. No. 14] is WITHDRAWN. IT IS FURTHER ORDERED that this matter is set for a Status/Scheduling Conference on April 3, 2026 at 11:00 A.M. in Courtroom 304. The parties are required to file the Joint Status Report and Discovery Plan no later than March 30, 2026. See LCvR 16.1(a)(1) and Appendix II. The conference shall be attended by counsel with authority to make appropriate decisions. See LCvR 16.1(b)(4). In addition to the matters addressed in the Joint Status Report and Discovery Plan, the parties shall also confer in good faith prior to the conference regarding whether any or all of the three related cases! before the Court should be consolidated, either in their entirety or for limited purposes (such as discovery). During these discussions, the parties should keep in mind principles of judicial economy and efficiency. IT IS SO ORDERED this 16" day of March, 2026. AL. eZ kop

SCOTT L. PALK

UNITED STATES DISTRICT JUDGE

' Freeman v. Community Strategies, Inc. d/b/a Epic Charter Schools, Case No. 5:25-CV-00170-SLP; Brice, et al. v. Community Strategies, Inc. d/b/a Epic Charter Schools, Case No. 5:25-CV-01208-SLP; Brooks, et al. v. Community Strategies, Inc. d/b/a Epic Charter Schools, Case No. 5:25-CV-01209-SLP.