

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
OKLAHOMA

Brooks v. Community Strategies, Inc. d/b/a Epic Charter Schools

No. CIV-25-1209-SLP (W.D. Okla. Mar. 16, 2026) · No. CIV-25-1209-SLP · Decided 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 directed the parties to confer regarding 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-25-1209-SLP
DISPOSITION	other
PROCEDURAL POSTURE	The defendant moved to withdraw its pending motion to dismiss, which asserted entitlement to Eleventh Amendment immunity.
PRECEDENTIAL VALUE	Unknown; procedural district court order

TOPICS

- motions to dismiss
- civil procedure
- eleventh amendment immunity
- 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 The court granted the defendant's motion to withdraw and ordered that the pending motion to dismiss be withdrawn.

FACTUAL BACKGROUND

The defendant, Community Strategies, Inc., doing business as Epic Charter Schools, had filed a motion to dismiss asserting Eleventh Amendment immunity. After a recent Supreme Court opinion, identified as *Galette v. New Jersey Transit Corporation*, the defendant sought permission to withdraw that motion. The court granted the request and directed the parties to prepare for a status and scheduling conference, including discussions regarding possible consolidation of related cases.

PROCEDURAL HISTORY

Plaintiffs brought this action against Community Strategies, Inc., doing business as Epic Charter Schools. Defendant previously filed a motion to dismiss based on Eleventh Amendment immunity and then moved to withdraw that motion in light of a recent United States Supreme Court opinion. The district court granted the motion to withdraw, withdrew the motion to dismiss, and set 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)

OPINION

Brooks

PER CURIAM.

IN THE UNITED STATES DISTRICT COURT

FOR THE WESTERN DISTRICT OF OKLAHOMA

DAN BROOKS, et al.,)) Plaintiffs,)) v.) Case No. CIV-25-1209-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. 17] 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 [Doc. No. 23] is GRANTED and the Motion to

Dismiss [Doc. No. 17] is WITHDRAWN. IT IS THEREFORE ORDERED that Defendant's Motion to Withdraw [Doc. No. 23] is GRANTED and the Motion to Dismiss [Doc. No. 17] 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 16th day of March, 2026.

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.