

10/11/13: No action is taken in the matter as the time. Filing date not comply with C.R.A. 221 D. H.A. - Pursuant "plaintiff" shall be afforded

COMMONWEALTH OF MASSACHUSETTS

ESSEX, SS

LAWRENCE DISTRICT COURT
CIVIL ACTION NO. 13-1674 C

Superior

ERIN COX,
Plaintiff, by her
mother and best friend
Eleanor Cox

v.

NORTH ANDOVER SCHOOL
DISTRICT,
Defendant

FILED
IN THE SUPERIOR COURT
FOR THE COUNTY OF ESSEX

OCT 11 2013

Thomas A. Russell
CLERK

VERIFIED COMPLAINT FOR RELIEF
NATURE OF THE ACTION

Plaintiff is a senior at North Andover High School who seeks emergency injunctive relief to prevent the irreparable harm that is ongoing and will continue to occur if emergency relief is not granted. Plaintiff has been forbidden to play volleyball with her varsity team at North Andover High School and had her status as Captain of the team rescinded. These sanctions have caused her to suffered shame and humiliation in front of peers, school officials and teams and officials from other cities and towns. All sanctions at issue here were imposed solely because of the Plaintiff's presence at a recent party in Boxford. As explained in detail below, the Plaintiff was not attending the party but arrived in response to a call for help from another student. According to the police officer at the scene, the Plaintiff arrived moments before he arrived and was not in possession of alcohol, had not been drinking and had no intention of possessing and drinking alcohol. The officer has provided a statement to North Andover school officials describing his observations and noting that the Plaintiff was present at the party in Boxford only to retrieve a friend who had called the Plaintiff for a ride home. (See Attached email from Boxford Officer Brian Neeley). The Plaintiff attempted to resolve this matter through communications with school officials, to no avail. Officials refused to withdraw the sanctions even after being advised that a lawsuit would be filed if necessary. Emergency relief is necessary because the Plaintiff is scheduled to play a volleyball game on October 11, and another game next week. The coach indicated the Plaintiff would not be allowed to play unless the requested relief is granted.

Parties

1. Plaintiff Erin Cox is a natural person and Massachusetts resident who resides at 30 Prospect Street, North Andover, Essex County, Massachusetts.

resented the case of Lawrence in 11-8-13 to have an appearance in the matter entered by a Massachusetts licensed atty. Fadden, the same, the matter shall be dismissed