

FILED: October 7, 2024

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 21-2286  
(2:20-cv-00057)

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G.T., by his parents MICHELLE and JAMIE T., on behalf of himself and all similarly situated individuals; K.M., by his parents DANIELLE M and STEVEN M., on behalf of themselves and all similarly situated individuals; THE ARC OF WEST VIRGINIA

Plaintiffs - Appellees

v.

THE BOARD OF EDUCATION OF THE COUNTY OF KANAWHA

Defendant - Appellant

and

KANAWHA COUNTY SCHOOLS; RON DUERRING, Superintendent,  
Kanawha County Schools, in his official capacity

Defendants

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FORMER U.S. DEPARTMENT OF EDUCATION OFFICIALS; CIVIL LAW  
PROFESSORS; TWELVE LEADING NATIONAL DISABILITY RIGHTS  
ORGANIZATIONS; MEMBERS AND ALLIES OF THE NATIONAL  
EDUCATION CIVIL RIGHTS ALLIANCE

Amici Supporting Appellees

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O R D E R

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The court denies the petition for rehearing and rehearing en banc. No judge requested a poll under [Fed. R. App. P. 35](#) on the petition for rehearing en banc.

Entered at the direction of the panel: Judge Wynn and Judge Rushing acting as a quorum pursuant to [28 U.S.C. § 46\(d\)](#).

For the Court

/s/ Nwamaka Anowi, Clerk