



State of New Jersey
OFFICE OF THE ATTORNEY GENERAL
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF LAW
25 MARKET STREET
PO Box 112
TRENTON, NJ 08625-0112

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

ANDREW J. BRUCK
Acting Attorney General

MICHELLE L. MILLER
Director

January 7, 2022

Via ECF

Hon. John Michael Vazquez, U.S.D.J.
United States District Court, District of New Jersey
50 Walnut Street
Newark, NJ 07101

Re: Jennie Carmona, individually and as p/n/g of B.A., et
al., v. N.J. Dep't. of Educ., et al.

Case No.: 2:21-cv-18746-JMV-ESK

Dear Judge Vazquez:

This office represents Defendants, the New Jersey Department of Education, Angelica Allen-McMillan, Dr. Judith DeStefano-Anen, Roger Jinks, Charles Muller and Dr. Lester W. Richens (collectively "State Defendants"). Please accept this letter as State Defendants' response to Your Honor's text order of January 5, 2022 (Docket Entry No. 71).

Please be advised that the State Defendants are not implicated in Plaintiffs' letter of January 5, 2022, as the relief Plaintiffs seek by way of their temporary restraining order, i.e., returning to in-person instruction, cannot be provided by the State Defendants. Moreover, the State Defendants do not have any control over any individual school or district's decision to transition to remote learning, which is guided by a district's consultation with the local health department.



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Please advise if Your Honor has any further questions with regard to this matter.

Respectfully submitted,

ANDREW J. BRUCK
ACTING ATTORNEY GENERAL OF NEW JERSEY

By: /s/ Jaclyn M. Frey
Jaclyn M. Frey
Deputy Attorney General

cc: All counsel of record (via ECF)