

**MOTION FOR LEAVE TO FILE AMICUS BRIEF  
OF INDEPENDENT COUNCIL ON WOMEN'S  
SPORTS AND 135 FEMALE ATHLETES,  
COACHES, SPORTS OFFICIALS, AND  
PARENTS OF FEMALE ATHLETES IN  
SUPPORT OF PETITIONERS OUT OF TIME**

Pursuant to Supreme Court Rule 21, Movants, Independent Council on Women's Sports and 135 Female Athletes, Coaches, Sports Officials, and Parents of Female Athletes, seek leave to file out of time the accompanying brief as amici curia in support of Petitioners. Amicus briefs in support of Petitioners were due on November 21, 2024.

Movants and their counsel worked diligently to prepare their brief for timely filing. Due to an internal administrative error and misunderstanding of the response date for the Respondents as a call from the Court, counsel mistakenly calendared December 23, 2024, instead of November 21, 2024, as the due date for the brief. December 23, 2024, was the date that the

Court had set for the response to the Petition for writ of certiorari after the Court granted Respondent's motion to extend time. Counsel mistakenly assumed that this extension applied to all amici curia briefs as well.

Movants and their counsel became aware of this error on December 30, 2024 by way of an email from the Deputy Clerk of Administration, Clerk's Office of the Supreme Court. Movants and their counsel have the deepest respect for this Court and its processes, and regret not filing their brief on time. Movants and their counsel respectfully ask that their calendaring error not trump their diligence in preparing the accompanying brief to aid the Court. Additionally, the day the brief was due, November 21, 2024, counsel was in Denver for Oral Argument for an Emergency Motion for Preliminary Injunction and had spent the entirety of the week preparing for Oral Argument. *See*

*Brooke Slusser, et al v. The Mountain West Conference, et al.*, 1:24-cv-03155-SKC-MDB, ECF No. 36 (D. Colo.).

This case concerns a matter of national importance. Amicus' brief concerns not just whether but how to consider the decision below- raising issues not presented by other amici. Given Respondents' extension of time to file their response, and good cause shown here, the court should grant leave to file this amicus brief out of time in this case.

Respectfully submitted,

William Bock, III  
*Counsel of Record*  
Kroger Gardis and Regas, LLP  
111 Monument Circle Ste 900  
Indianapolis, Indiana 46204  
(317) 777-7412  
[wbock@kgrlaw.com](mailto:wbock@kgrlaw.com)

Counsel for *Amicus Curiae*  
Independent Council on Women's Sport and its members and 135 female athletes, parents of female athletes, coaches and sports officials

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