

No. 24-1769

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

<p><b>FILED</b></p> <p>Dec 26, 2025</p> <p>KELLY L. STEPHENS, Clerk</p>
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B. A., mother of minors D. A. and X. A.,

Plaintiff,

D. A. and X. A., minors, by and through their  
mother, B. A.,

Plaintiffs-Appellants,

v.

TRI COUNTY AREA SCHOOLS; ANDREW  
BUIKEMA and WENDY BRADFORD, in their  
individual capacities,

Defendants-Appellees.

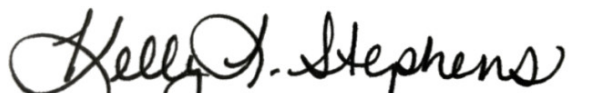
O R D E R

**BEFORE:** MOORE, BUSH, and NALBANDIAN, Circuit Judges.

The court received a petition for rehearing en banc. The original panel has reviewed the petition for rehearing and concludes that the issues raised in the petition were fully considered upon the original submission and decision of the case. The petition then was circulated to the full court. No judge has requested a vote on the suggestion for rehearing en banc.

Therefore, the petition is denied. Judge Bush would grant rehearing for the reasons stated on his dissent.

ENTERED BY ORDER OF THE COURT



Kelly L. Stephens, Clerk

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

Kelly L. Stephens  
Clerk

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Filed: December 26, 2025

Mr. Conor T. Fitzpatrick  
Foundation for Individual Rights in Education  
General Counsel  
700 Pennsylvania Avenue, S.E.  
Suite 340  
Washington, DC 20003

Re: Case No. 24-1769  
*B.A., et al v. Tri County Area Schools, et al*  
Originating Case No. 1:23-cv-00423

Dear Mr. Fitzpatrick,

The Court issued the enclosed Order today in this case.

Sincerely yours,

s/Kelly Stephens  
En Banc Coordinator: Beverly  
Direct Dial No. 513-564-7077

cc: Mr. Robert Alt  
Ms. Krista Lee Baughman  
Ms. Sara Berinhout  
Ms. Lisa Schiavo Blatt  
Mr. Alex Certo  
Mr. Kenneth Bennett Chapie  
Mr. John Michael Connolly  
Mr. Daniel A. Feinberg  
Ms. Claire Groden  
Mr. Michael J. Grygiel  
Mr. Jacob H. Huebert  
Mr. Matthew Kudzin

Mr. Charles McCloud  
Mr. James Mizner  
Mr. Timothy John Mullins  
Mr. Timothy Rosenberger Jr.  
Mr. Derek L. Shaffer  
Mr. Ilya Shapiro  
Ms. Annabel Frances Shea  
Ms. Erin Marie Sielaff  
Mr. Bradley A. Smith  
Mr. David Christian Tryon

Enclosure