

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

JOHN DOE,  
Plaintiff

v.

WILLIAMS COLLEGE,  
Defendant

Civil Action No. 3:16-CV-30184

**DEFENDANT’S OBJECTION TO PLAINTIFF’S MOTION FOR LEAVE TO FILE  
SUPPLEMENTAL AUTHORITIES**

The Defendant, Williams College, objects to Plaintiff’s Motion for Leave to File Supplemental Authorities [Dkt No. 163]. The decisions that Doe offers are of no consequence, much less “authoritative,” relative to the issues this case.

In support of his breach of contract and fairness claims, Doe seeks to submit the summary judgment decision in *Montague v. Yale Univ.*, C.A. No. 3:16-cv-00995 (AVC) (D. Conn. March 29, 2019). That decision was governed by Connecticut law and the law of the Second Circuit. *Id.* at p. 19-20. Moreover, the Court’s resolution of the contract/fairness claims in that case is fact-specific and involves facts entirely different from those at issue in this case. *Id.* at p. 40-43, 49.

In further support of his Title IX claim, Doe seeks to submit the decision allowing the plaintiff’s motion for a temporary restraining order in *Doe v. Rhodes Coll.*, C.A. No. 2:19-cv-02336-JTF, Dkt. No. 33 (W.D. Tenn. June 14, 2019). That decision relies on Sixth Circuit precedent which is inapplicable to this case. *Id.* at p. 8-9. Moreover, the decision in that case was based on the plausibility of the allegations made in connection with a motion for preliminary relief, unlike the fully developed summary judgment record in this case. *Id.* at p. 10.

For these reasons, the motion should be denied.

WILLIAMS COLLEGE,

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/s/ Elizabeth H. Kelly  
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