

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION**

Jane Doe 1, Jane Doe 2, Jane Doe 3, Jane)
Doe 4, Jane Doe 5, Jane Doe 6, Jane Doe 7,)
John Doe 1, John Doe 2, and John and Jane)
Does 1-100,)

C.A. No. 6:22-2957-HMH

Plaintiffs,)

ORDER

vs.)

Varsity Brands, LLC; Varsity Spirit, LLC;)
Varsity Brands Holding Company, Inc.;)
U.S. All Star Federation; USA Federation)
of Sport Cheering d/b/a/ USA Cheer;)
Jeff Webb; Charlesbank Capital Partners,)
LP; Bain Capital, LP; Rockstar Cheer &)
Dance, Inc.; Katherine Anne Foster, as the)
personal representative of the Estate of)
Scott Foster; Kathy Foster, individually;)
Kenny Feeley; Josh Guyton; Nathan Allan)
Plank; Christopher Hinton; Tracy a/k/a or)
f/k/a Traevon Black; Peter Holley; and)
other Unknown Defendants,)

Defendants.)

Jane Doe 8,)

Plaintiff,)

C.A. No. 6:22-3508-HMH

vs.)

Varsity Brands, LLC; Varsity Spirit, LLC;)
Varsity Brands Holding Company, Inc.;)
U.S. All Star Federation, Inc. d/b/a U.S. All)
Star Federation; USA Federation for Sport)
Cheering d/b/a/ USA Cheer; Charlesbank)
Capital Partners, LP; Bain Capital, LP;)
Jeff Webb, individually; Rockstar Cheer &)
Dance, Inc.; Katherine Anne Foster, as the)
personal representative of the Estate of)
Scott Foster; Kathy Foster, individually;)
Josh Guyton; Christopher Hinton; Traevon)

Black a/k/a Trey Black n/k/a Tracey Black;)
and other unknown defendants,)
)
Defendants.)

Jane Doe 9,)
Plaintiff,)

C.A. No. 6:22-3509-HMH

vs.)
)

Varsity Brands, LLC; Varsity Spirit, LLC;)
Varsity Brands Holding Company, Inc.;)
U.S. All Star Federation, Inc. d/b/a U.S. All)
Star Federation; USA Federation for Sport)
Cheering d/b/a/ USA Cheer; Charlesbank)
Capital Partners, LP; Bain Capital, LP;)
Jeff Webb, individually; Rockstar Cheer &)
Dance, Inc.; Katherine Anne Foster, as)
the personal representative of the Estate of)
Scott Foster; Kathy Foster, individually;)
Josh Guyton; Traevon Black a/k/a Trey)
Black n/k/a Tracey Black; and other)
unknown defendants,)
)
Defendants.)

John Doe 3,)
Plaintiff,)

C.A. No. 6:22-3510-HMH

vs.)
)

Varsity Brands, LLC; Varsity Spirit, LLC;)
Varsity Brands Holding Company, Inc.;)
U.S. All Star Federation, Inc. d/b/a U.S. All)
Star Federation; USA Federation for Sport)
Cheering d/b/a/ USA Cheer; Charlesbank)
Capital Partners, LP; Bain Capital, LP;)
Jeff Webb, individually; Rockstar Cheer &)
Dance, Inc.; Katherine Anne Foster, as the)
personal representative of the Estate of)
Scott Foster; Kathy Foster; Traevon Black)

a/k/a Trey Black n/k/a Tracey Black; Jarred)
Carruba; and other unknown defendants,)
)
Defendants.)

The Court has been advised that Rockstar Cheer & Dance, Inc.; Katherine Anne Foster, as the personal representative of the Estate of Scott Foster; and Kathy Foster, individually, have settled the claims with all Plaintiffs in 6:22-2957, 6:22-3508, 6:22-3509, and 6:22-3510.

Based on this representation, it is ordered that these actions are hereby dismissed without costs and without prejudice with respect to Rockstar Cheer & Dance, Inc.; Katherine Anne Foster, as the personal representative of the Estate of Scott Foster; and Kathy Foster, individually. If settlement is not consummated within sixty (60) days, either Plaintiffs or any of the above-identified defendants may petition the Court for further relief as appropriate. By agreement of the parties, the court retains jurisdiction to enforce the settlement agreement.

Kokkonen v. Guardian Life Ins. Co., 511 U.S. 375, 381-82 (1994).

The dismissal hereunder shall be with prejudice if no action is taken within sixty (60) days from the filing date of this order.

IT IS SO ORDERED.

s/Henry M. Herlong, Jr.
Senior United States District Judge

April 8, 2024
Greenville, South Carolina