Richard Eppink (Bar No. 7503)
AMERICAN CIVIL LIBERTIES UNION
OF IDAHO FOUNDATION
P. O. Box 1897
Boise, ID 83701
T: (208) 344-9750 ext. 1202
REppink@acluidaho.org

Gabriel Arkles*
James Esseks*
Chase Strangio*
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION
125 Broad St.,
New York, NY 10004
T: (212) 549-2569
garkles@aclu.org
jesseks@aclu.org
cstrangio@aclu.org

Kathleen Hartnett*
COOLEY LLP
101 California Street 5th Floor
San Francisco, CA 94111-5800
T: (415) 693-2000
F: (415) 693-2222
khartnett@cooley.com

Elizabeth Prelogar*
COOLEY LLP
1299 Pennsylvania Avenue, NW Suite 700
Washington D.C. 20004-2400
T: (202) 842-7800
F: (202) 842-7899
eprelogar@cooley.com

Andrew Barr*
COOLEY LLP
380 Interlocken Crescent, Ste. 900
Broomfield, CO 80021-8023
T: (720) 566-4000
F: (720) 566-4099
abarr@cooley.com

Catherine West*
LEGAL VOICE
907 Pine Street, Unit 500
Seattle, WA 98101
T: (206) 682-9552
F: (206) 682-9556
cwest@legalvoice.org

* Admitted *Pro Hac Vice*

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

LINDSAY HECOX, et al., *Plaintiffs*, v. BRADLEY LITTLE, et al., *Defendants*.	No. 1:20-cv-00184-CWD **DECLARATION OF PLAINTIFF JANE DOE IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION**

I, Jane Doe, depose and say as follows:

1. I am seventeen years old and have personal knowledge of the facts herein.

2. I will be entering my senior year at Boise High School.

3. I have played sports since I was four years old. Being a member of an athletic team and competing at my highest level has been, and is, a big part of my identity.

4. I am a very competitive athlete and compete on the Varsity soccer and track teams.

5. I plan on competing on my high school soccer and track teams during the 2020-2021 school year.

6. My soccer team competes in the fall season (Fall 2020) and my track team competes in the spring season (Spring 2021).

7. Competing on my high school soccer and track teams has helped me develop social skills that reach beyond the playing field. I am a more confident person due to my athletic achievements and friendships made on the various teams of which I've been a member.

8. I am hoping to compete as an athlete in college, which will require that I have a strong upcoming senior season at Boise High School.

9. It is possible that I will earn scholarship funds as an athlete that will help with my college tuition and costs. It is very important to me to have the best chance of obtaining a scholarship and earning a chance to compete at the collegiate level.

10. I have never had to endure blood tests, genetic tests, or genital tests in order to participate in sports.

11. In the past, I have had a physical examination, but the doctor did test my blood or hormone levels or examine my vagina. I've never had a genetic test, hormone test, or transvaginal pelvic ultrasound at all.

12. It is my understanding that Idaho's new law may require me to get these sorts of tests to prove that I am a girl, and that if I refuse, I could be kept from participating on my high school soccer or track team.

13. I am a girl. I have an athletic build, and in the past others have jokingly referred to me as a boy. I don't often wear skirts or dresses, and most of my friends are boys. I am concerned that someone will use Idaho's new law to dispute my gender because of these qualities.

14. I do not want to undergo any sort of medical procedures or tests I don't need for a medical reason.

15. I think it is unfair that my ability to compete on my high school soccer or track team—something I love to do and am hoping helps pave a way for me to attend college—could be taken away if I am not willing to undergo invasive tests.

16. I am already concerned that Idaho's new law will require me to make a choice between competing with my friends and teammates as I have always done and consenting to invasive medical tests.

17. I also think it is unfair that my ability to compete with my teammates is based on these medical tests, when the boys in my class do not have to go through similar testing.

18. I am entering my last year of high school athletics. It is very frustrating that I am no longer able to focus on training for the season due to this unfair law that only impacts girls.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 28th day of April, 2020.

Jane Doe

Jane Doe

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30th day of April, 2020, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

Dan Skinner
danskinner@cssklaw.com
cssklaw@cssklaw.com
Attorney for Boise School District,
Individual members of the Board of Trustees of Boise School District,
Coby Dennis

Steven L. Olsen
steven.olsen@ag.idaho.gov
W. Scott Zanzig
scott.zanzig@ag.idaho.gov
Dayton P. Reed
dayton.reed@ag.idaho.gov
Attorneys for Bradley Little,
Sherri Ybarra,
Individual members of the State Board of Education,
Boise State University,
Marlene Tromp,
Individual members of the Idaho Code Commission

DATED this 30th day of April, 2020.

/s/ Richard Eppink