

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

ARTHUR DOE, *et al.*,

Plaintiffs,

v.

**JIM HOOD, Attorney General of the
State of Mississippi, *et al.*,**

Defendants.

Case No. 3:16-cv-00789-CWR-FKB

CLASS ACTION

**PLAINTIFFS' MOTION TO PROCEED UNDER PSEUDONYMS
AND TO FILE DOCUMENTS UNDER SEAL**

Pursuant to Rule 79 of the Local Rules, Plaintiffs, by and through their undersigned counsel, respectfully request that the Court issue an Order to proceed under pseudonyms and to submit under permanent seal the Declaration from Alexis Agathocleous in Support of Plaintiffs' Motion for Summary Judgment ("the Agathocleous Declaration") and accompanying documents.

As set forth in Plaintiffs' Memorandum of Law in Support of this motion, Plaintiffs are individuals subjected to mandatory registration under the Mississippi Sex Offender Registry for convictions under Mississippi's unconstitutional Unnatural Intercourse statute or convictions considered to be out-of-state equivalents to Mississippi's Unnatural Intercourse statute. Plaintiffs seek an order to proceed under pseudonyms and to file the declaration and supporting documents under seal as they are for the limited purpose of establishing standing to litigate this case. The Agathocleous Declaration contains the Plaintiffs' true identities. The supporting documentation annexed to the Agathocleous Declaration demonstrates that each Plaintiff is registered as a sex offender in Mississippi, and that they are so registered solely as a result of an Unnatural

Intercourse conviction, or a CANS conviction from Louisiana, which Mississippi treats as a conviction under its own Unnatural Intercourse statute. The supporting documentation that accompanies that declaration will allow the Court to satisfy itself that each Plaintiff has standing. Disclosure of Plaintiffs' identities is unnecessary to the adjudication of the motion for summary judgment pending before the Court.

In support of this Motion, Plaintiffs respectfully submit the Memorandum of Law in Support of Plaintiffs' Motion to Proceed Under Pseudonyms and to File Documents Under Seal.

Respectfully submitted this 3rd day of November, 2016,

CENTER FOR CONSTITUTIONAL RIGHTS

By: /s/ Ghita Schwarz

Ghita Schwarz

pro hac vice

Alexis Agathocleous

pro hac vice

666 Broadway, 7th Floor

New York, NY 10012

Tel: (212) 614-6445

Fax: (212) 614-6499

gschwarz@ccrjustice.org

aagathocleous@ccrjustice.org

MCDUFF & BYRD

By: /s/ Robert B. McDuff

Robert B. McDuff

Bar No. 2532

Jacob W. Howard

Bar No. 103256

767 North Congress Street

Jackson, Mississippi 39202

Tel:(601) 969-0802

Fax: (601) 969-0804

rbm@mcdufflaw.com

jake@mcdufflaw.com

LAW OFFICE OF MATTHEW STRUGAR

By: /s/ Matthew Strugar

Matthew Strugar

pro hac vice

2108 Cove Avenue

Los Angeles, CA 90039

Tel: (323) 739-2701

matthewstrugar@gmail.com

CERTIFICATE OF SERVICE

This is to certify that on this day I, Ghita Schwarz, Counsel for Plaintiffs, electronically filed the foregoing document with the Clerk of the Court using the ECF system which sent notice of such filing to the following:

PAUL E. BARNES, MSB No. 99107
Special Assistant Attorney General
State of Mississippi
Office of the Attorney General
Post Office Box 220
Jackson, MS 39205
pbarn@ago.state.ms.us

WILSON MINOR, MSB No. 102663
Special Assistant Attorney General
State of Mississippi
Office of the Attorney General
Post Office Box 220
Jackson, MS 39205
wmino@ago.state.ms.us

In addition, the Proposed Order accompanying this Motion was sent to the above email addresses.

ATTORNEYS FOR DEFENDANTS

THIS, the 3rd day of November, 2016.

/s/Ghita Schwarz
GHITA SCHWARZ