

APPEAL,TYPE-L

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-01597-CKK**

DOE et al v. TRUMP et al
Assigned to: Judge Colleen Kollar-Kotelly
Cause: 42:1983 Civil Rights Act

Date Filed: 08/09/2017
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

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ATTORNEY TO BE NOTICED

Movant

**TENNESSEE TRANSGENDER
POLITICAL COALITION**

represented by **Susan Baker Manning**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie Schuster
(See above for address)
ATTORNEY TO BE NOTICED

Movant

**TGI NETWORK OF RHODE
ISLAND**

represented by **Susan Baker Manning**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie Schuster
(See above for address)
ATTORNEY TO BE NOTICED

Movant

TRANSGENDER ALLIES GROUP

represented by **Susan Baker Manning**
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LEAD ATTORNEY
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Stephanie Schuster
(See above for address)
ATTORNEY TO BE NOTICED

Movant

**TRANSGENDER LEGAL DEFENSE
& EDUCATION FUND**

represented by **Susan Baker Manning**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie Schuster
(See above for address)
ATTORNEY TO BE NOTICED

Movant

TRANSOHIO

represented by **Susan Baker Manning**
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Movant

**TRANSGENDER RESOURCE
CENTER OF NEW MEXICO**

represented by **Susan Baker Manning**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephanie Schuster
(See above for address)
ATTORNEY TO BE NOTICED

Movant

**SOUTHERN ARIZONA GENDER
ALLIANCE**

represented by **Susan Baker Manning**
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LEAD ATTORNEY
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Stephanie Schuster
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Amicus

MASSACHUSETTS

represented by **Sara A. Colb**
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ATTORNEY TO BE NOTICED

Amicus

CALIFORNIA

Amicus

CONNECTICUT

Amicus

CONNECTICUT

Amicus

DELAWARE

Amicus

HAWAII

Amicus

ILLINOIS

Amicus

IOWA

Amicus

MARYLAND

Amicus

NEW MEXICO

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NEW YORK

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OREGON

Amicus

PENNSYLVANIA

Amicus

RHODE ISLAND**Amicus****VERMONT**

Date Filed	#	Page	Docket Text
08/09/2017	<u>1</u>		COMPLAINT <i>for Declaratory and Injunctive Relief</i> , against ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Filing fee \$ 400 receipt number 0090-5066975) filed by JANE DOE 3, JANE DOE 2, JANE DOE 1, JANE DOE 4, JANE DOE 5. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons – Trump, # <u>3</u> Summons – Mattis, # <u>4</u> Summons – Dunford, # <u>5</u> Summons – U.S. Army, # <u>6</u> Summons – McCarthy, # <u>7</u> Summons – U.S. Air Force, # <u>8</u> Summons – Wilson, # <u>9</u> Summons – U.S. Coast Guard, # <u>10</u> Summons – Duke, # <u>11</u> Summons – U.S.A.)(Wolfson, Paul) (Entered: 08/09/2017)
08/09/2017	<u>2</u>		MOTION to Proceed Under Pseudonyms , by JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5 (Attachments: # <u>1</u> Text of Proposed Order)(Wolfson, Paul) (Entered: 08/09/2017)
08/09/2017			Case Assigned to Judge Colleen Kollar-Kotelly. (sth) (Entered: 08/11/2017)
08/10/2017	<u>3</u>		ORDER granting <u>2</u> Motion for Plaintiffs to proceed under pseudonyms. Signed by Judge Amy Berman Jackson on 8/10/17. (sth) (Entered: 08/11/2017)
08/11/2017	<u>4</u>		SUMMONS (9) Issued Electronically as to ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, HEATHER A. WILSON. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons, # <u>8</u> Summons, # <u>9</u> Summons)(sth) (Entered: 08/11/2017)
08/11/2017			SUMMONS Not Issued as to US Attorney and the US Attorney General. (sth) (Entered: 08/11/2017)
08/11/2017	<u>5</u>		ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 08/11/2017. (DM) (Entered: 08/11/2017)
08/11/2017	<u>6</u>		SEALED DOCUMENT filed by JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5(This document is SEALED and only available to authorized persons.)(Wolfson, Paul) (Entered: 08/11/2017)
08/30/2017	<u>7</u>		NOTICE of Appearance by Kevin Matthew Lamb on behalf of JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5 (Lamb, Kevin) (Entered: 08/30/2017)
08/30/2017	<u>8</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Alan E. Schoenfeld, :Firm– Wilmer Cutler Pickering Hale and Dorr LLP, :Address– 7

			World Trade Center, 250 Greenwich Street, New York, NY 10007. Phone No. – 212–937–7294. Fax No. – 212–230–8888 Filing fee \$ 100, receipt number 0090–5096409. Fee Status: Fee Paid. by JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5 (Attachments: # <u>1</u> Declaration of Alan E. Schoenfeld In Support of Motion for Admission Pro Hac Vice, # <u>2</u> Text of Proposed Order)(Lamb, Kevin) (Entered: 08/30/2017)
08/30/2017			MINUTE ORDER GRANTING <u>8</u> Motion for Leave to Appear Pro Hac Vice of Attorney Alan E. Schoenfeld, in order for him to appear as co–counsel for Plaintiffs, contingent on said attorney filing a declaration certifying familiarity with this Court's Local Rules by no later than SEPTEMBER 6, 2017. Counsel shall promptly register for this Court's CM/ECF system. Signed by Judge Colleen Kollar–Kotelly on 8/30/2017. (lcckk3) (Entered: 08/30/2017)
08/31/2017	<u>2</u>		AMENDED COMPLAINT <i>for Declaratory and Injunctive Relief</i> , against ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES OF AMERICA, HEATHER A. WILSON, UNITED STATES DEPARTMENT OF THE NAVY, DEFENSE HEALTH AGENCY, RICHARD V. SPENCER, RAQUEL C. BONO filed by JANE DOE 2, JANE DOE 1, JANE DOE 3, JANE DOE 4, JANE DOE 5, DYLAN KOHERE, REGAN V. KIBBY, JOHN DOE, 1. (Attachments: # <u>1</u> Summons – U.S. Department of the Navy, # <u>2</u> Summons – Defense Health Agency, # <u>3</u> Summons – Raquel C. Bono, # <u>4</u> Summons – Richard V. Spencer)(Lamb, Kevin) (Entered: 08/31/2017)
08/31/2017	<u>10</u>		REQUEST FOR SUMMONS TO ISSUE (<i>Summons – Air Force</i>) re <u>2</u> Amended Complaint,, filed by JANE DOE 2, JANE DOE 1, JANE DOE 3, DYLAN KOHERE, JANE DOE 4, JOHN DOE, 1, REGAN V. KIBBY, JANE DOE 5. Related document: <u>2</u> Amended Complaint,, filed by DYLAN KOHERE, JANE DOE 3, JANE DOE 2, JANE DOE 1, JANE DOE 4, JANE DOE 5, JOHN DOE, 1, REGAN V. KIBBY. (Attachments: # <u>1</u> Summons – Army, # <u>2</u> Summons – Coast Guard, # <u>3</u> Summons – Duke, # <u>4</u> Summons – Dunford, # <u>5</u> Summons – Mattis, # <u>6</u> Summons – McCarthy, # <u>7</u> Summons – Trump, # <u>8</u> Summons – United States, # <u>9</u> Summons – Wilson)(Lamb, Kevin) (Entered: 08/31/2017)
08/31/2017	<u>11</u>		SEALED DOCUMENT filed by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE(This document is SEALED and only available to authorized persons.)(Lamb, Kevin) (Entered: 08/31/2017)
08/31/2017	<u>12</u>		NOTICE of Appearance by Ryan Bradley Parker on behalf of All Defendants (Parker, Ryan) (Entered: 08/31/2017)
08/31/2017	<u>13</u>		MOTION for Preliminary Injunction <i>with 65.1(d) Expedited Request</i> , by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Kevin M. Lamb, # <u>2</u> Exhibit A–F (Lamb Dec.), # <u>3</u> Declaration of Brad R. Carson, # <u>4</u> Exhibit A–C (Carson Dec.), # <u>5</u> Declaration of Deborah Lee James, # <u>6</u> Exhibit A–D (James Dec.), # <u>7</u> Declaration of Eric K. Fanning, # <u>8</u> Exhibit A–F (Fanning Dec.), # <u>9</u> Declaration of Raymond Edwin Mabus, Jr., # <u>10</u> Exhibit A–F (Mabus Dec.), # <u>11</u> Declaration of George Richard Brown, MD,

		DFAPA, # <u>12</u> Exhibit A–D (Brown Dec.), # <u>13</u> Declaration of Margaret C. Wilmoth, # <u>14</u> Declaration of Regan V. Kibby, # <u>15</u> Declaration of Dylan Kohere, # <u>16</u> Text of Proposed Order)(Lamb, Kevin) (Entered: 08/31/2017)
08/31/2017	<u>14</u>	MOTION for Hearing <i>Request for Expedited Hearing and Statement of Facts Making Expedition Essential</i> , by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE re <u>13</u> MOTION for Preliminary Injunction <i>with 65.1(d) Expedited Request</i> , (Lamb, Kevin) Modified event title on 9/1/2017 (znmw). (Entered: 08/31/2017)
08/31/2017	<u>15</u>	SEALED MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL filed by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Declaration of Christopher R. Looney, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Text of Proposed Order (SEALED))(Lamb, Kevin) (Entered: 08/31/2017)
09/01/2017	<u>16</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Jennifer Levi, :Firm– GLBTQ Legal Advocates & Defenders, :Address– 30 Winter St., Ste. 800, Boston, Massachusetts 02108. Phone No. – 617–426–1350. Filing fee \$ 100, receipt number 0090–5099052. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration Jennifer Levi, # <u>2</u> Text of Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>17</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Shannon P. Minter, :Firm– National Center for Lesbian Rights, :Address– 870 Market St., Ste. 370, San Francisco, California 94102. Phone No. – 415–392–6257. Filing fee \$ 100, receipt number 0090–5099060. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Shannon P. Minter, # <u>2</u> Text of Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>18</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Mary L. Bonauto, :Firm– GLBTQ Legal Advocates & Defenders, :Address– 30 Winter St., Ste. 800, Boston, Massachusetts 02108. Phone No. – 617–426–1350. Filing fee \$ 100, receipt number 0090–5099075. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Mary L. Bonauto, # <u>2</u> Text of Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>19</u>	NOTICE of Filing of Supplemental Declaration of Alan E. Schoenfeld in Support of Motion for Admission Pro Hac Vice by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE re Order on Motion for Leave to Appear Pro Hac Vice, (Attachments: # <u>1</u> Declaration of Alan E. Schoenfeld)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017		MINUTE ORDER. The Court held a teleconference in this matter on September 1, 2017 to set a briefing schedule for Plaintiffs' <u>13</u> Application for a Preliminary Injunction. At the parties' request, the Court entered the following schedule:

		Defendants shall file an opposition to Plaintiffs' Application by no later than SEPTEMBER 22, 2017. Plaintiffs shall file a reply by no later than SEPTEMBER 29, 2017. The parties were also ordered to file a notice with the Court by no later than SEPTEMBER 6, 2017 indicating their positions as to whether the Court's consideration of Plaintiffs' preliminary injunction application should be consolidated with its final determination of the merits of the case. Signed by Judge Colleen Kollar-Kotelly on 9/1/2017. (lcckk3) (Entered: 09/01/2017)
09/01/2017	<u>20</u>	SUMMONS (5) Issued Electronically as to RAQUEL C. BONO, DEFENSE HEALTH AGENCY, RICHARD V. SPENCER, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA. (znmw) (Entered: 09/01/2017)
09/01/2017	<u>21</u>	SUMMONS (9) Reissued Electronically as to ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, HEATHER A. WILSON (znmw) (Entered: 09/01/2017)
09/01/2017	<u>22</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Christopher R. Looney, :Firm- Wilmer Cutler Pickering Hale and Dorr LLP, :Address- 60 State Street, Boston, MA 02109. Phone No. - 617-526-6313. Fax No. - 617-526-5000 Filing fee \$ 100, receipt number 0090-5100097. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Christopher R. Looney, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>23</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Nancy Lynn Schroeder, :Firm- Wilmer Cutler Pickering Hale and Dorr LLP, :Address- 350 S. Grand Avenue, Suite 2100, Los Angeles, CA 90071. Phone No. - (213) 443-5393. Fax No. - (213) 443-5400 Filing fee \$ 100, receipt number 0090-5100160. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Nancy Lynn Schroeder, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>24</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Adam M. Cambier, :Firm- Wilmer Cutler Pickering Hale and Dorr LLP, :Address- 60 State Street, Boston, MA 02109. Phone No. - 617-526-6262. Fax No. - 617-526-5000 Filing fee \$ 100, receipt number 0090-5100204. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Adam M. Cambier, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>25</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Christopher F. Stoll, :Firm- National Center for Lesbian Rights, :Address- 870 Market St., Ste. 370, San Francisco, California 94102. Phone No. - 415-392-6257. Filing fee \$ 100, receipt number 0090-5100239. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Christopher F. Stoll, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)

09/01/2017			Minute Entry for proceedings held before Judge Amy Berman Jackson: Telephone Conference on the record held on 9/1/2017. Defendants' Response to <u>13</u> due by 9/22/2017. Plaintiffs' Reply due by 9/29/2017. Joint Status Report due by 9/6/2017. (Court Reporter Janice Dickman.) (dot) (Entered: 09/01/2017)
09/01/2017	<u>26</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Amy Whelan, :Firm– National Center for Lesbian Rights, :Address– 870 Market St., Ste. 370, San Francisco, California 94102. Phone No. – 415–392–6257. Filing fee \$ 100, receipt number 0090–5100283. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Amy Whelan, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>27</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Kathleen M. Brill, :Firm– Foley Hoag LLP, :Address– 155 Seaport Boulevard, Boston, MA 02210. Phone No. – 617–832–1229. Filing fee \$ 100, receipt number 0090–5100368. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Kathleen M. Brill, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>28</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Rachel C. Hutchinson, :Firm– Foley Hoag LLP, :Address– 155 Seaport Boulevard, Boston, MA 02210. Phone No. – 617–832–3063. Filing fee \$ 100, receipt number 0090–5100387. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Rachel C. Hutchinson, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>29</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Claire Laporte, :Firm– Foley Hoag LLP, :Address– 155 Seaport Boulevard, Boston, MA 02210. Phone No. – 617–832–1210. Filing fee \$ 100, receipt number 0090–5100401. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Claire Laporte, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>30</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Michael J. Licker, :Firm– Foley Hoag LLP, :Address– 155 Seaport Boulevard, Boston, MA 02210. Phone No. – 617–832–1197. Filing fee \$ 100, receipt number 0090–5100412. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Michael J. Licker, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>31</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Daniel L. McFadden, :Firm– Foley Hoag LLP, :Address– 155 Seaport Boulevard, Boston, MA 02210. Phone No. – 617–832–1293. Filing fee \$ 100, receipt number 0090–5100477. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Daniel L. McFadden, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/01/2017	<u>32</u>		

			MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Matthew E. Miller, :Firm– Foley Hoag LLP, :Address– 155 Seaport Boulevard, Boston, MA 02210. Phone No. – 617–832–3041. Filing fee \$ 100, receipt number 0090–5100489. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Matthew E. Miller, # <u>2</u> Proposed Order)(Lamb, Kevin) (Entered: 09/01/2017)
09/05/2017			MINUTE ORDER GRANTING <u>16</u> , <u>17</u> , <u>18</u> , <u>22</u> , <u>23</u> , <u>24</u> , <u>25</u> , <u>26</u> , <u>27</u> , <u>28</u> , <u>29</u> , <u>30</u> , <u>31</u> and <u>32</u> Motions for Leave to Appear Pro Hac Vice for Attorneys Jennifer Levi, Shannon P. Minter, Mary L. Bonauto, Christopher R. Looney, Nancy Lynn Schroeder, Adam M. Cambier, Christopher F. Stoll, Amy Whelan, Kathleen M. Brill, Rachel C. Hutchinson, Claire Laporte, Michael J. Licker, Daniel L. McFadden and Matthew E. Miller in order for them to appear as co–counsel for Plaintiffs. Counsel shall promptly register for this Court's CM/ECF system. Signed by Judge Colleen Kollar–Kotelly on 9/5/2017. (lcckk3) (Entered: 09/05/2017)
09/06/2017	<u>33</u>		MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Harriet Hoder, :Firm– Wilmer Cutler Pickering Hale & Dorr LLP, :Address– 60 State Street, Boston, MA 02109. Phone No. – 617–526–6203. Fax No. – 617–526–5000 Filing fee \$ 100, receipt number 0090–5104723. Fee Status: Fee Paid. by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Harriet Hoder, # <u>2</u> Text of Proposed Order)(Lamb, Kevin) (Entered: 09/06/2017)
09/06/2017	<u>34</u>		NOTICE <i>regarding Consolidation of Plaintiffs' Motion for a Preliminary Injunction and the Merits of Plaintiffs' Claims</i> by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Attachments: # <u>1</u> Exhibit Presidential Memorandum regarding Military Service by Transgender Individuals)(Parker, Ryan) (Entered: 09/06/2017)
09/06/2017	<u>35</u>		RESPONSE TO ORDER OF THE COURT re Order,,, filed by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE. (Wolfson, Paul) (Entered: 09/06/2017)
09/08/2017			MINUTE ORDER GRANTING <u>33</u> Motion for Leave to Appear Pro Hac Vice for Attorney Harriet Hoder in order for her to appear as co–counsel for Plaintiffs. Counsel shall promptly register for this Court's CM/ECF system. There are now 16 attorneys who are appearing pro hac vice on behalf of Plaintiffs. The Court notes that attorneys for Plaintiffs only need to move to appear pro hac vice before the Court if they are actually going to participate in Court proceedings. LCvR 83.2(d). Signed by Judge Colleen Kollar–Kotelly on 9/8/2017. (lcckk3) (Entered: 09/08/2017)
09/10/2017	<u>36</u>		ORDER Regarding Plaintiffs' <u>13</u> Application for a Preliminary Injunction, <u>14</u> Request for Expedited Hearing and <u>15</u> Motion for Leave to File Documents

			under Seal. Signed by Judge Colleen Kollar-Kotelly on 9/10/2017. (lcckk3) (Entered: 09/10/2017)
09/12/2017	<u>37</u>		Joint MOTION for Protective Order by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Attachments: # <u>1</u> Text of Proposed Order)(Parker, Ryan) (Entered: 09/12/2017)
09/13/2017	<u>38</u>		ORDER granting <u>37</u> Motion for Protective Order. Signed by Judge Colleen Kollar-Kotelly on 9/13/17. (dot) (Entered: 09/18/2017)
09/20/2017	<u>39</u>		Unopposed MOTION for Extension of Time to <i>Respond to Plaintiffs' Motion for a Preliminary Injunction</i> , Unopposed MOTION for Briefing Schedule by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Attachments: # <u>1</u> Text of Proposed Order)(Parker, Ryan) (Entered: 09/20/2017)
09/20/2017			MINUTE ORDER. The Court is in receipt of Defendants' <u>39</u> Unopposed Motion for Extension of Time to Respond to Plaintiffs' Motion for Preliminary Injunction and for Entry of a Briefing Schedule. Defendants request an additional two weeks to file their opposition to Plaintiffs' Application for Preliminary Injunction and a motion to dismiss. They also request a briefing schedule on these motions that would not be complete until October 27, 2017. The Court will GRANT-IN-PART Defendants' motion. The parties shall adhere to the following schedule: Defendants shall file their opposition to Plaintiffs' Application for Preliminary Injunction and Motion to Dismiss by no later than OCTOBER 2, 2017. Plaintiffs shall file a reply in support of their Application and an opposition to Defendants' Motion to Dismiss by no later than OCTOBER 13, 2017. Defendants shall file a reply in support of their Motion to Dismiss by no later than OCTOBER 20, 2017. Signed by Judge Colleen Kollar-Kotelly on 9/20/2017. (lcckk3) (Entered: 09/20/2017)
09/21/2017	<u>40</u>		REDACTED DOCUMENT– Declaration of Christopher R. Looney in Support of Plaintiffs' Application for Preliminary Injunction to <u>13</u> MOTION for Preliminary Injunction <i>with 65.1(d) Expedited Request</i> , <u>36</u> Order by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(Lamb, Kevin) (Entered: 09/21/2017)
09/29/2017	<u>41</u>		RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. RAQUEL C. BONO served on 9/5/2017; DEFENSE HEALTH AGENCY served on 9/5/2017; ELAINE C. DUKE served on 9/5/2017; JOSEPH F. DUNFORD, JR. served on 9/6/2017; JAMES N. MATTIS served on 9/6/2017; RYAN D. MCCARTHY served on 9/5/2017; RICHARD V. SPENCER served

		on 9/6/2017; DONALD J. TRUMP served on 9/11/2017; UNITED STATES COAST GUARD served on 9/5/2017; UNITED STATES DEPARTMENT OF THE AIR FORCE served on 9/5/2017; UNITED STATES DEPARTMENT OF THE ARMY served on 9/5/2017; UNITED STATES DEPARTMENT OF THE NAVY served on 9/5/2017; UNITED STATES OF AMERICA served on 9/6/2017; HEATHER A. WILSON served on 9/5/2017 (Attachments: # <u>1</u> Summons Executed as to AirForce, # <u>2</u> Summons Executed as to Army, # <u>3</u> Summons Executed as to Bono, # <u>4</u> Summons Executed as to Coast Guard, # <u>5</u> Summons Executed as to DHA, # <u>6</u> Summons Executed as to Duke, # <u>7</u> Summons Executed as to Dunford, # <u>8</u> Summons Executed as to Mattis, # <u>9</u> Summons Executed as to McCarthy, # <u>10</u> Summons Executed as to Navy, # <u>11</u> Summons Executed as to Spencer, # <u>12</u> Summons Executed as to USA, # <u>13</u> Summons Executed as to Wilson, # <u>14</u> Proof of Service as to U.S. Attorney General, # <u>15</u> Proof of Service as to U.S. Attorney's Office – District of D.C., # <u>16</u> Certificate of Service)(Schoenfeld, Alan) (Entered: 09/29/2017)
09/29/2017	<u>42</u>	MOTION for Extension of Time to <i>Respond to Plaintiffs' Motion for a Preliminary Injunction</i> by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Attachments: # <u>1</u> Exhibit Interim Guidance, # <u>2</u> Text of Proposed Order)(Parker, Ryan) (Entered: 09/29/2017)
09/29/2017		MINUTE ORDER. The Court is in receipt of Defendants' <u>42</u> Opposed Motion for Extension of Time to Respond to Plaintiffs' Motion for Preliminary Injunction. Defendants request an additional two days to file their opposition to Plaintiffs' Application for Preliminary Injunction because they need additional time to prepare declarations and for senior Executive Branch officials to review their forthcoming pleadings. Defendants represent that Plaintiffs oppose this extension, but no opposition has yet been filed. Because the record supporting Plaintiffs' motion is large and the requested extension is brief, the Court will GRANT Defendants' motion over Plaintiffs' objection. Defendants shall file their opposition to Plaintiffs' Application for Preliminary Injunction and Motion to Dismiss by no later than OCTOBER 4, 2017. This is the final extension that will be granted. Additionally, the Court notes that Defendants' motion is untimely. The Order Establishing Procedures in this case states that "[m]otions for extensions of time must be filed at least four (4) business days prior to the first affected deadline." ECF No. 5 at 3. The Court expects all future motions to be filed on time. If Plaintiffs require additional time, they may file their reply and opposition by OCTOBER 16, 2017. Signed by Judge Colleen Kollar-Kotelly on 9/29/2017. (lcckk3) (Entered: 09/29/2017)
09/29/2017		Set/Reset Deadlines: Defendants' Response to <u>13</u> due by 10/4/2017. Reply due by 10/16/2017. (dot) (Entered: 10/02/2017)
09/29/2017	43	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 9/5/2017., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of

			Service Upon United States Attorney on 9/11/2017. (Answer due for ALL FEDERAL DEFENDANTS by 11/10/2017.) (See Docket Entry <u>41</u> to view document). (znmw) (Entered: 10/02/2017)
10/04/2017	<u>44</u>		MOTION for Leave to File <i>Brief as Amici Curiae in Support of Plaintiffs on Behalf of Medical, Nursing, Mental Health, and Other Health Care Organizations</i> by AMERICAN ACADEMY OF FAMILY PHYSICIANS, AMERICAN ACADEMY OF NURSING, AMERICAN COLLEGE OF PHYSICIANS, AMERICAN MEDICAL WOMEN'S ASSOCIATION, AMERICAN NURSES ASSOCIATION, ASSOCIATION OF MEDICAL SCHOOL PEDIATRIC DEPARTMENT CHAIRS, ENDOCRINE SOCIETY, GLMA: HEALTH PROFESSIONALS ADVANCING LGBT EQUALITY, NATIONAL ASSOCIATION OF SOCIAL WORKERS, PEDIATRIC ENDOCRINE SOCIETY, WORLD PROFESSIONAL ASSOCIATION FOR TRANSGENDER HEALTH (Attachments: # <u>1</u> Brief of Amici Curiae Medical, Nursing, Mental Health, and Other Health Care Organizations in Support of Plaintiffs, # <u>2</u> Proposed Order)(Wilkins, Scott) (Entered: 10/04/2017)
10/04/2017	<u>45</u>		MOTION to Dismiss < by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Attachments: # <u>1</u> Exhibit Interim Guidance, # <u>2</u> Declaration of Robert B. Chadwick, # <u>3</u> Declaration of Robert O. Burns, # <u>4</u> Text of Proposed Order)(Parker, Ryan) . (Entered: 10/04/2017)
10/04/2017	<u>46</u>		SEALED MOTION FOR LEAVE TO FILE DOCUMENT UNDER SEAL filed by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Declaration as to Jane Doe 1, # <u>2</u> Declaration as to Jane Doe 2, # <u>3</u> Declaration as to Jane Doe 3, # <u>4</u> Declaration as to Jane Doe 4, # <u>5</u> Declaration as to Jane Doe 5, # <u>6</u> Declaration as to John Doe 1)(Parker, Ryan) (Entered: 10/04/2017)
10/04/2017	47		Memorandum in opposition to re <u>13</u> MOTION for Preliminary Injunction <i>with 65.1(d) Expedited Request</i> , filed by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON. (See Docket Entry <u>45</u> to view document). (znmw) (Entered: 10/05/2017)
10/05/2017			MINUTE ORDER. The Court has received Defendant's <u>46</u> Consent Motion for

		Leave to File Documents Under Seal. That motion seeks leave to file under seal certain declarations that "contain information identifying the Plaintiffs who are proceeding in this action under pseudonyms." The motion also indicates that Defendants have "requested that Plaintiffs' counsel propose redactions to the declarations that will allow them to be filed on the public record without placing the Plaintiffs' identities at risk of disclosure." Having considered the familiar <i>Hubbard</i> factors for sealing, and given that the Court has previously permitted Plaintiffs to proceed under pseudonyms to protect their anonymity, the <u>46</u> Motion shall be GRANTED. <i>See EEOC v. Nat'l Childrens Ctr. Inc.</i>, 98 F.3d 1406, 1409 (D.C. Cir. 1996) (listing factors). However, this ruling is CONTINGENT on the parties filing mutually agreeable redacted versions of the declarations at issue on the public docket by OCTOBER 20, 2017. Any content in these documents that would not expose the identities of the Plaintiffs shall be made publicly available. Signed by Judge Colleen Kollar-Kotelly on 10/5/2017. (lcckk1) (Entered: 10/05/2017)
10/05/2017	<u>48</u>	SEALED DOCUMENT (Declarations) re 47 Memorandum in Opposition, <u>45</u> MOTION to Dismiss <i>and Opposition to Plaintiffs' Motion for a Preliminary Injunction</i> filed by RYAN D. MCCARTHY, UNITED STATES COAST GUARD, RICHARD V. SPENCER, UNITED STATES DEPARTMENT OF THE ARMY, DONALD J. TRUMP, UNITED STATES OF AMERICA, RAQUEL C. BONO, UNITED STATES DEPARTMENT OF THE AIR FORCE, DEFENSE HEALTH AGENCY, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, UNITED STATES DEPARTMENT OF THE NAVY, HEATHER A. WILSON, ELAINE C. DUKE. (This document is SEALED and only available to authorized persons.) (Attachments: # <u>1</u> Declaration as to Jane Doe 2, # <u>2</u> Declaration as to Jane Doe 3, # <u>3</u> Declaration as to Jane Doe 4, # <u>4</u> Declaration as to Jane Doe 5, # <u>5</u> Declaration as to John Doe 1)(znmw) (Entered: 10/06/2017)
10/11/2017	<u>49</u>	MOTION for Leave to File <i>Amicus Curiae Brief</i> by TREVOR PROJECT (Attachments: # <u>1</u> Exhibit Proposed Amicus Brief, # <u>2</u> Text of Proposed Order)(Hogan, Howard) (Entered: 10/11/2017)
10/16/2017	<u>50</u>	AMICUS BRIEF by MASSACHUSETTS (td) Modified on 10/16/2017 as to filer(s) (jf). (Entered: 10/16/2017)
10/16/2017	<u>51</u>	Unopposed MOTION for Leave to File <i>Declarations in Opposition to the Government's Motion to Dismiss and in Further Support of Plaintiffs' Application for Preliminary Injunction</i> by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE (Attachments: # <u>1</u> Declaration of Raymond Edwin Mabus, # <u>2</u> Declaration of Deborah Lee Jones, # <u>3</u> Declaration of Eric K. Fanning, # <u>4</u> Declaration of Mark J. Eitelberg, # <u>5</u> Declaration of George R. Brown)(Wolfson, Paul) (Entered: 10/16/2017)
10/16/2017	<u>52</u>	MOTION for Leave to File <i>Brief of Amici Curiae</i> by NATIONAL CENTER FOR TRANSGENDER EQUALITY, TENNESSEE TRANSGENDER POLITICAL COALITION, TGI NETWORK OF RHODE ISLAND, TRANSGENDER ALLIES GROUP, TRANSGENDER LEGAL DEFENSE & EDUCATION FUND, TRANSOHIO, TRANSGENDER RESOURCE CENTER OF NEW MEXICO, SOUTHERN ARIZONA GENDER ALLIANCE (Attachments: # <u>1</u> Proposed Brief of Amici Curiae, # <u>2</u> Text of

			Proposed Order)(Manning, Susan) (Entered: 10/16/2017)
10/16/2017	<u>53</u>		NOTICE of Appearance by Susan Baker Manning on behalf of NATIONAL CENTER FOR TRANSGENDER EQUALITY, SOUTHERN ARIZONA GENDER ALLIANCE, TENNESSEE TRANSGENDER POLITICAL COALITION, TGI NETWORK OF RHODE ISLAND, TRANSGENDER ALLIES GROUP, TRANSGENDER LEGAL DEFENSE & EDUCATION FUND, TRANSGENDER RESOURCE CENTER OF NEW MEXICO, TRANSOHIO (Manning, Susan) (Entered: 10/16/2017)
10/16/2017	<u>54</u>		NOTICE of Appearance by Stephanie Schuster on behalf of NATIONAL CENTER FOR TRANSGENDER EQUALITY, SOUTHERN ARIZONA GENDER ALLIANCE, TENNESSEE TRANSGENDER POLITICAL COALITION, TGI NETWORK OF RHODE ISLAND, TRANSGENDER ALLIES GROUP, TRANSGENDER LEGAL DEFENSE & EDUCATION FUND, TRANSGENDER RESOURCE CENTER OF NEW MEXICO, TRANSOHIO (Schuster, Stephanie) (Entered: 10/16/2017)
10/16/2017	<u>55</u>		Memorandum in opposition to re <u>45</u> MOTION to Dismiss <i>and Opposition to Plaintiffs' Motion for a Preliminary Injunction</i> filed by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE. (Wolfson, Paul) (Entered: 10/16/2017)
10/20/2017	<u>56</u>		NOTICE of Filing Redacted Declarations by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Attachments: # <u>1</u> Declaration of Brian Judge pertaining to Jane Doe 1, # <u>2</u> Declaration pertaining to Jane Doe 2, # <u>3</u> Declaration pertaining to Jane Doe 3, # <u>4</u> Declaration pertaining to Jane Doe 4, # <u>5</u> Declaration of Daniel Sitterly pertaining to Jane Doe 5, # <u>6</u> Declaration pertaining to John Doe 1)(Parker, Ryan) (Entered: 10/20/2017)
10/20/2017	<u>57</u>		REPLY to opposition to motion re <u>45</u> MOTION to Dismiss filed by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON. (Parker, Ryan) (Entered: 10/20/2017)
10/23/2017	<u>58</u>		ERRATA <i>Correcting Defendants' Reply In Support of Their Motion to Dismiss</i> by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON <u>57</u> Reply to opposition to Motion, filed by RYAN D. MCCARTHY, UNITED STATES COAST GUARD, RICHARD V. SPENCER, UNITED STATES DEPARTMENT OF THE ARMY, DONALD J.

			TRUMP, UNITED STATES OF AMERICA, RAQUEL C. BONO, UNITED STATES DEPARTMENT OF THE AIR FORCE, DEFENSE HEALTH AGENCY, JOSEPH F. DUNFORD, JR., UNITED STATES DEPARTMENT OF THE NAVY, JAMES N. MATTIS, HEATHER A. WILSON, ELAINE C. DUKE. (Attachments: # <u>1</u> Defendants' Corrected Reply in Support of Their Motion to Dismiss)(Parker, Ryan) (Entered: 10/23/2017)
10/23/2017	<u>59</u>		NOTICE of Appearance by Christopher F. Stoll on behalf of All Plaintiffs (Stoll, Christopher) (Entered: 10/23/2017)
10/30/2017	<u>60</u>	40	ORDER GRANTING-IN-PART and DENYING-IN-PART Defendants' <u>45</u> Motion to Dismiss and Plaintiffs' <u>13</u> Motion for Preliminary Injunction. Signed by Judge Colleen Kollar-Kotelly on 10/30/2017. (lcckk3) (Entered: 10/30/2017)
10/30/2017	<u>61</u>		MEMORANDUM OPINION Regarding <u>60</u> ORDER GRANTING-IN-PART and DENYING-IN-PART Defendants' <u>45</u> Motion to Dismiss and Plaintiffs' <u>13</u> Motion for Preliminary Injunction. Signed by Judge Colleen Kollar-Kotelly on 10/30/2017. (lcckk3) (Entered: 10/30/2017)
11/10/2017	<u>62</u>		Joint STATUS REPORT <i>in Response to October 30, 2017 Order</i> by JOHN DOE, 1, JANE DOE 1, JANE DOE 2, JANE DOE 3, JANE DOE 4, JANE DOE 5, REGAN V. KIBBY, DYLAN KOHERE. (Wolfson, Paul) (Entered: 11/10/2017)
11/14/2017	<u>63</u>		ORDER Regarding the parties' <u>62</u> Joint Status Report. Signed by Judge Colleen Kollar-Kotelly on 11/14/2017. (lcckk3) (Entered: 11/14/2017)
11/14/2017	<u>64</u>		ORDER FOR INITIAL SCHEDULING CONFERENCE. Signed by Judge Colleen Kollar-Kotelly on 11/14/2017. (lcckk3) (Entered: 11/14/2017)
11/17/2017			MINUTE ORDER. The parties shall file their Joint Statement addressing all topics listed in Local Rule 16.3(c) by no later than NOVEMBER 21, 2017. Signed by Judge Colleen Kollar-Kotelly on 11/17/2017. (lcckk3) (Entered: 11/17/2017)
11/21/2017	<u>65</u>		MEET AND CONFER STATEMENT. (Wolfson, Paul) (Entered: 11/21/2017)
11/21/2017	<u>66</u>	38	NOTICE OF APPEAL TO DC CIRCUIT COURT as to <u>60</u> Order on Motion for Leave to File, Order on Motion to Dismiss,,,, Order on Motion for Preliminary Injunction by JAMES N. MATTIS, RAQUEL C. BONO, ELAINE C. DUKE, DEFENSE HEALTH AGENCY, RYAN D. MCCARTHY, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES COAST GUARD, DONALD J. TRUMP, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF THE NAVY, HEATHER A. WILSON, UNITED STATES OF AMERICA, JOSEPH F. DUNFORD, JR., RICHARD V. SPENCER. Fee Status: No Fee Paid. Parties have been notified. (Carmichael, Andrew) (Entered: 11/21/2017)
11/22/2017	<u>67</u>		MOTION to Clarify <i>Court's Order of October 30, 2017</i> by RAQUEL C. BONO, DEFENSE HEALTH AGENCY, ELAINE C. DUKE, JOSEPH F. DUNFORD, JR., JAMES N. MATTIS, RYAN D. MCCARTHY, RICHARD V. SPENCER, DONALD J. TRUMP, UNITED STATES COAST GUARD, UNITED STATES DEPARTMENT OF THE AIR FORCE, UNITED STATES DEPARTMENT OF THE ARMY, UNITED STATES DEPARTMENT OF

			THE NAVY, UNITED STATES OF AMERICA, HEATHER A. WILSON (Carmichael, Andrew) (Entered: 11/22/2017)
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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JANE DOE 1 *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP *et al.*,

Defendants.

Civil Action No. 17-cv-1597 (CKK)

DEFENDANTS' NOTICE OF APPEAL

Notice is hereby given that all Defendants appeal to the United State Court of Appeals for the District of Columbia Circuit from this Court's Order of October 30, 2017, ECF No. 60, granting plaintiffs' motion for preliminary injunction.

Dated: November 21, 2017

Respectfully submitted,

CHAD A. READLER
Principal Deputy Assistant Attorney General
Civil Division

BRETT A. SHUMATE
Deputy Assistant Attorney General

JOHN R. GRIFFITHS
Branch Director

ANTHONY J. COPPOLINO
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Counsel for Defendants

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

JANE DOE 1, *et al.*,
Plaintiffs

v.

DONALD J. TRUMP, *et al.*,
Defendants

Civil Action No. 17-1597 (CKK)

ORDER
(October 30, 2017)

For the reasons set forth in the accompanying Memorandum Opinion, it is, this 30th day of October, 2017, hereby

ORDERED that Defendants' [45] Motion to Dismiss is GRANTED-IN-PART and DENIED-IN-PART. The Court will grant Defendants' motion to dismiss Plaintiffs' claims to the extent they are based on the Sex Reassignment Surgery Directive, corresponding with section 2(b) of the Presidential Memorandum, as well as Plaintiffs' estoppel claim. Defendants' motion to dismiss is DENIED in all other respects. It is further

ORDERED that Plaintiffs' [13] Motion for Preliminary Injunction is GRANTED-IN-PART and DENIED-IN-PART. Plaintiffs' motion for preliminary injunction is DENIED with respect to the Sex Reassignment Surgery Directive. Plaintiffs' motion for preliminary injunction is GRANTED, however, in that the Court will preliminarily enjoin Defendants from enforcing the following directives of the Presidential Memorandum, referred to by the Court as the Accession and Retention Directives:

I am directing the Secretary of Defense, and the Secretary of Homeland Security with respect to the U.S. Coast Guard, to return to the longstanding policy and practice on military service by transgender individuals that was in place prior to June 2016 until such time as a sufficient basis exists upon which to conclude that terminating that policy and practice would not have the negative effects discussed above.

Presidential Memorandum § 1(b).

The Secretary of Defense, and the Secretary of Homeland Security with respect to the U.S. Coast Guard, shall . . . maintain the currently effective policy regarding accession of transgender individuals into military service beyond January 1, 2018, until such time as the Secretary of Defense, after consulting with the Secretary of Homeland Security, provides a recommendation to the contrary that I find convincing”

Presidential Memorandum § 2(a).

The effect of the Court’s Order is to revert to the *status quo* with regard to accession and retention that existed before the issuance of the Presidential Memorandum—that is, the retention and accession policies established in the June 30, 2016 Directive-type Memorandum as modified by Secretary of Defense James Mattis on June 30, 2017.

In all other respects, the Presidential Memorandum is not enjoined. It is further

ORDERED that Plaintiffs are not required to pay a security deposit. Fed. R. Civ. P.

65(c). It is further

ORDERED that the parties shall file a Joint Status Report indicating how they propose to proceed in this matter by no later than November 10, 2017.

SO ORDERED.

/s/

COLLEEN KOLLAR-KOTELLY
United States District Judge