

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

JESSICA HICKLIN,

Plaintiff,

v.

ANNE PRECYTHE,
et al.,

Defendants.

Case No. 4:16-CV-01357-NCC

**PLAINTIFF'S MOTION FOR DECLARATORY RELIEF AND A PERMANENT
INJUNCTION¹**

Pursuant to 42 U.S.C. §§ 1983 and 1988, 28 U.S.C. § 2201, and Federal Rule of Civil Procedure 65, Plaintiff Jessica Hicklin (“Plaintiff” or “Ms. Hicklin”), by and through her attorneys, hereby moves this Court to enter judgment in her favor (1) declaring that Defendants’ refusal to provide Ms. Hicklin medically necessary care related to her gender dysphoria violates the Eighth Amendment to the United States Constitution; (2) declaring that Missouri Department of Corrections’ policy, practice, custom, or usage of banning the provision of hormone therapy to any transgender inmate who was not receiving such therapy before entering MDOC (“the freeze-frame policy”) violates the Eighth Amendment to the United States Constitution, both on its face and as applied to Ms. Hicklin; (3) entering permanent injunctive relief requiring all Defendants to provide Ms. Hicklin with care that her doctors deem medically necessary, including hormone therapy, permanent hair removal, and access to gender-affirming canteen items; (4) entering permanent injunctive relief enjoining the enforcement of the freeze-frame policy by all

¹ As of the filing of this Motion, Defendants have not confirmed whether this Motion is unopposed.

Defendants; and (5) awarding Ms. Hicklin costs, expenses, reasonable attorneys' fees, and any other relief the Court deems just and proper.

The grounds for this Motion are set forth in the accompanying Memorandum of Law, declarations, and attached exhibits. Ms. Hicklin also respectfully refers the Court to its February 9, 2018 Memorandum and Order granting her Motion for Preliminary Injunction (Doc. 145) and Plaintiff's First Amended Complaint for Declaratory and Injunctive Relief (Doc. 152), filed on February 26, 2018.

Ms. Hicklin respectfully requests oral argument on this Motion, which will assist the Court in resolving the issues presented.

Respectfully submitted this 30th day of March
2018.

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CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the foregoing Plaintiff's Motion for Declaratory Relief and a Permanent Injunction was made on March 30, 2018 via the Court's CM/ECF system to:

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