

No. 17-2279

United States Court of Appeals for the Eighth Circuit

ANMARIE CALGARO

Plaintiff-Appellant,

v.

ST. LOUIS COUNTY; LINNEA MIRSCHE, INDIVIDUALLY AND IN HER OFFICIAL CAPACITY AS INTERIM DIRECTOR OF ST. LOUIS COUNTY PUBLIC HEALTH AND HUMAN SERVICES; FAIRVIEW HEALTH SERVICES, A MINNESOTA NONPROFIT CORPORATION; ST. LOUIS COUNTY SCHOOL DISTRICT; MICHAEL JOHNSON, INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY AS PRINCIPAL OF THE CHERRY SCHOOL, ST. LOUIS COUNTY SCHOOL DISTRICT; AND E.J.K.,

Defendants-Appellees.

On Appeal from the United States District Court
for the District of Minnesota
Civil No. 16-cv-3919

**MOTION FOR LEAVE TO FILE AMICUS BRIEF OF THE
FOUNDATION FOR MORAL LAW IN SUPPORT OF APPELLANT**

FOUNDATION FOR MORAL LAW
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COMES NOW *amicus curiae* Foundation for Moral Law¹ and hereby moves the Court for leave to file the attached *amicus* brief in the above-styled case in support of Appellant Anmarie Calgaro. The parties have not consented to the filing of this proposed brief.

The proposed brief argues, first, that the right of a parent to direct the upbringing of her child is a fundamental right guaranteed by the Due Process Clause of the Fourteenth Amendment and subsequent case law, by the law of nature, and by God Himself, and that the process by which Defendants deprived Ms. Calgaro of this fundamental right and arranged the performance of transgender surgery upon her child without her knowledge or consent, is an egregious violation of this right.

The proposed brief argues, second, that this violation is especially egregious in this case because Defendants arranged not routine surgery but transgender surgery which is highly controversial and which, according to the evidence presented in this brief, is fraught with serious long-term adverse consequences.

¹ Amicus Curiae Foundation for Moral Law (“the Foundation”) (www.morallaw.org) is a national public-interest organization based in Montgomery, Alabama, dedicated to supporting family government as it was originally intended and the strict interpretation of the Constitution as written and intended by its Framers. The Foundation has an interest in preserving the authority of parents over their children by defending against state intrusion into the parents’ governing authority.

The purpose of the attached *amicus* brief is to provide this Court with additional information and broader perspective on the issues in this case than that provided in the parties' briefs.

WHEREFORE, The Foundation for Moral Law moves for leave to file the attached proposed amicus brief.

Respectfully submitted this 9th day of August, 2017.

s/ John Eidsmoe
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CERTIFICATE OF SERVICE

I certify that on the 9th day of August, 2017, I filed the foregoing document with the Clerk of the Court using the CM/ECF system that will automatically serve electronic copies upon all counsel of record.

s/ John Eidsmoe
John Eidsmoe

Counsel for Amicus Curiae