

J. Kevin West, ISB #3337
Dylan A. Eaton, ISB #7686
Parsons Behle & Latimer
800 W. Main Street, Suite 1300
Boise, Idaho 83702
Telephone: (208) 562-4900
Facsimile: (208) 562-4901
Email: KWest@parsonsbehle.com
DEaton@parsonsbehle.com

Counsel for Defendants Corizon Inc., Scott Eliason,
Murray Young, and Catherine Whinnery

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

ADREE EDMO,

Plaintiff,

v.

IDAHO DEPARTMENT OF CORRECTION;
HENRY ATENCIO, in his official capacity;
JEFF ZMUDA, in his official capacity;
HOWARD KEITH YORDY, in his official
and individual capacities; CORIZON, INC.;
SCOTT ELIASON; MURRAY YOUNG;
RICHARD CRAIG; RONA SIEGERT;
CATHERINE WHINNERY; AND DOES 1-
15;

Defendants.

Case No. 1:17-cv-151-BLW

**DEFENDANTS' JOINT STATUS
REPORT**

COME NOW, Defendants, Corizon Inc., Scott Eliason, Murray Young, and Catherine Whinnery, by and through their counsel of record, Parsons Behle & Latimer, and the Idaho

Department of Correction, Henry Atencio, Jeff Zmuda, Howard Keith Yordy, Richard Craig, and Rona Siegert, by and through their counsel of record, Moore Elia Kraft & Hall, LLP (collectively referred to as “Defendants”), and hereby submit their Joint Status Report.

A. Potential Appeals.

Defendants filed their respective notices of appeal to the Ninth Circuit on January 9, 2019.

B. Potential Stay of Case.

Defendants filed a Joint Motion to Stay Pending Appeal on January 9, 2019. Defendants respectfully request the Court expedite briefing on this motion.

C. Action Taken Under the Court’s Memorandum Decision and Opinion.

Defendants have taken steps to provide further treatment to Plaintiff Adree Edmo, including steps to provide Ms. Edmo with Gender Confirmation Surgery (“GCS”). Corizon has contracted with an offsite consultant and gender dysphoria specialist, Dr. Marvin Alviso, who has recently been managing Ms. Edmo’s hormone therapy. Dr. Alviso saw Ms. Edmo last week, and Corizon has requested the notes from this appointment. When Corizon receives these notes, they will serve a supplemental disclosure on the parties with the updated records.

Corizon’s Regional Office plans to utilize Dr. Alviso as the intermediary physician to assist with pre-operative tasks and requirements, such as labs, and help arrange Ms. Edmo’s GCS. Corizon’s Regional Office has consulted directly with Dr. Alviso regarding the steps necessary to conduct GCS for Ms. Edmo. Dr. Alviso has identified Geoffrey D. Stiller, M.D., FACS (“Dr. Stiller”) as a surgeon with Palouse Surgeons in Moscow, Idaho, who could potentially perform GCS for Ms. Edmo. It is Defendants’ understanding that Dr. Stiller is qualified to perform GCS surgery and is also the only qualified GCS surgeon in Idaho. Corizon and Dr. Alviso are in the process of determining possible dates for the GCS surgery with Dr. Stiller, as well as discussing the logistical challenges of such.

Defendants are also considering the possibility of using an out-of-state surgeon. Defendants have received a list of out-of-state GCS surgeons provided by Ms. Edmo's counsel and are considering those surgeons as possibilities as well as the corresponding logistic difficulties involved with transporting Ms. Edmo, an inmate, out of state. Corizon is working with IDOC to coordinate security, transportation, and where Ms. Edmo will be placed after the surgery. IDOC has appointed two employees as points-of-contact to coordinate with Corizon regarding security, transportation, and other logistical issues. Corizon Defendants understand that Ms. Edmo will require extensive rehabilitation after the GCS surgery, so Defendants are considering options for Ms. Edmo's incarcerated housing. Corizon is working to schedule a follow-up date with Dr. Alviso to go over the next steps for preparing for Ms. Edmo's GCS surgery. Defendants understand the deadline for Ms. Edmo to have surgery, per court order, is June 13, 2019, and Defendants are actively working to schedule the GCS surgery prior to that date.

DATED this 15th day of January, 2019.

PARSONS BEHLE & LATIMER

By: /s/ Dylan A. Eaton

Dylan A. Eaton
Counsel for Defendants Corizon Inc.,
Scott Eliason, Murray Young, and
Catherine Whinnery

DATED this 15th day of January, 2019.

MOORE ELIA KRAFT & HALL, LLP

By: /s/ Brady J. Hall

Brady J. Hall
Counsel for Defendants Idaho Department of
Correction, Henry Atencio, Jeff Zmuda, Howard
Keith Yordy, Richard Craig, and Rona Siegert

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 15th day of January, 2019, 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:

Craig H. Durham
Deborah A. Ferguson
FERGUSON DURHAM, PLLC
chd@fergusondurham.com
daf@fergusondurham.com
(Counsel for Plaintiff)

Amy Whelan
Julie Wilensky
Alexander Chen
National Center for Lesbian Rights
awhelan@nclrights.org
jwilensky@nclrights.org
AChen@nclrights.org
(Counsel for Plaintiff)

Brady J. Hall
Marisa S. Crecelius
MOORE ELIA KRAFT & HALL, LLP
brady@melawfirm.net
marisa@melawfirm.net
(Counsel for Defendants Idaho Department of
Correction, Henry Atencio, Jeff Zmuda,
Howard Keith Yordy, Richard Craig, and
Rona Siegert)

Lori E. Rifkin
Dan Stormer
Shaleen Shanbhag
HADSELL STORMER & RENICK, LLP
lrifkin@hadsellstormer.com
dstormer@hadsellstormer.com
sshanbhag@hadsellstormer.com
(Counsel for Plaintiff)

By: /s/ Dylan A. Eaton
Dylan A. Eaton