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Attorneys for Proposed Intervenors

**UNITED STATES DISTRICT COURT
DISTRICT OF IDAHO**

LINDSAY HECOX, and JANE DOE with her
next friends JEAN DOE and JOHN DOE,

Plaintiffs,

v.

BRADLEY LITTLE, in his official capacity
as Governor of the State of Idaho; SHERRI
YBARRA, in her official capacity as the
Superintendent of Public Instruction of the
State of Idaho and as a member of the Idaho
State Board of Education; THE
INDIVIDUAL MEMBERS OF THE STATE
BOARD OF EDUCATION, in their official
capacities; BOISE STATE UNIVERSITY;
MARLENE TROMP, in her official capacity
as President of Boise State University;

Case No. 1:20-cv-00184-DCN

**MOTION FOR LEAVE TO FILE
CONDITIONAL MEMORANDUM
IN RESPONSE TO
PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION**

INDEPENDENT SCHOOL DISTRICT OF
BOISE CITY #1; COBY DENNIS, in his
official capacity as superintendent of the
Independent School District of Boise City #1;
THE INDIVIDUAL MEMBERS OF THE
BOARD OF TRUSTEES OF THE
INDEPENDENT SCHOOL DISTRICT OF
BOISE CITY #1, in their official capacities;
THE INDIVIDUAL MEMBERS OF THE
IDAHO CODE COMMISSION, in their
official capacities,

Defendants.

Proposed intervenors Madison Kenyon and Mary Marshall move this Court for leave to file a conditional Memorandum in Opposition to Plaintiffs' Motion for Preliminary Injunction.

As the injunctive relief that Plaintiffs request would affect the interests of proposed intervenor female athletes, and it is uncertain if they will have an opportunity to respond to Plaintiffs' motion after the resolution of their own motion to intervene, proposed intervenors petition the Court to permit their filing of a conditional response memorandum, such that their arguments may be available for the Court's consideration should their motion to intervene be granted.

Respectfully submitted this 4th day of June, 2020.

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CERTIFICATE OF SERVICE

I hereby certify that on June 4, 2020, 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 in the Notice of Electronic Filing:

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