

APPEAL NOS. 20-35813, 20-35815
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

LINDSAY HECOX and JANE DOE, with her
next friends Jean Doe and John Doe,

Plaintiffs-Appellees,

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

Defendants-Appellants,

and

MADISON KENYON and MARY MARSHALL,

Intervenors-Appellants.

On Appeal from the United States District Court
for the District of Idaho
Case No. 1:20-cv-00184-DCN
Hon. David C. Nye

APPELLANTS' JOINT NOTICE OF CONSENT
TO FILING OF BRIEFS BY AMICI CURIAE

Under Rule 29 of the Federal Rules of Appellate Procedure, Defendants-Appellants and Intervenors-Appellants consent to the filing of any amicus curiae briefs that are timely filed under Rule 29(a)(6) in this appeal.

November 17, 2020

/s/ Scott Zanzig
LAWRENCE G. WASDEN
Attorney General
STEVEN L. OLSEN
DAYTON P. REED
SCOTT ZANZIG
Deputy Attorneys General
P.O. Box 83720
Boise, ID 83720-0010
Telephone: (208) 334-2400
steven.olsen@ag.idaho.gov
dayton.reed@ag.idaho.gov
scott.zanzig@ag.idaho.gov

Counsel for Defendants-Appellants

November 17, 2020

KRISTEN K. WAGGONER
JOHN J. BURSCH
CHRISTIANA M. HOLCOMB
ALLIANCE DEFENDING FREEDOM
440 First Street, NW, Suite 600
Washington, DC 20001
Telephone: (202) 393-8690
kwaggoner@ADFlegal.org
jbursch@ADFlegal.org
cholcomb@ADFlegal.org

BRUCE D. SKAUG
RAUL R. LABRADOR
SKAUG LAW. P.C.
1226 E. Karcher Road
Nampa, ID 83687
Telephone: (208) 466-0030
bruce@skauglaw.com
raul@skauglaw.com

/s/ Roger G. Brooks

ROGER G. BROOKS
ALLIANCE DEFENDING FREEDOM
15100 N. 90th Street
Scottsdale, AZ 85260
Telephone: (480) 444-0020
rbrooks@ADFlegal.org

CHRISTOPHER P. SCHANDEVEL
ALLIANCE DEFENDING FREEDOM
20116 Ashbrook Place, Suite 250
Ashburn, VA 20147
Telephone: (571) 707-4655
cschandevel@ADFlegal.org

Counsel for Intervenors-Appellants

CERTIFICATE OF SERVICE

I hereby certify that on November 17, 2020, I electronically filed the foregoing with the Clerk of Court for the United States Court of Appeals for the Ninth Circuit using the CM/ECF system, which will accomplish service on counsel for all parties through the Court's electronic filing system.

/s/ Roger G. Brooks
ROGER G. BROOKS
Counsel for Intervenors-Appellants

November 17, 2020