

APPEAL,JTK

**U.S. District Court  
Eastern District of Arkansas (Central Division)  
CIVIL DOCKET FOR CASE #: 4:21-cv-00450-JM  
*Internal Use Only***

Brandt et al v. Rutledge et al  
Assigned to: Judge James M. Moody Jr.  
Cause: 28:2201 Constitutionality of State Statute(s)

Date Filed: 05/25/2021  
Jury Demand: None  
Nature of Suit: 950 Constitutional – State Statute  
Jurisdiction: Federal Question

**Plaintiff**

**Dylan Brandt**  
*by and through his mother Joanna  
Brandt*

represented by **Alexander S. Holland**  
Sullivan & Cromwell, LLP  
125 Broad Street  
New York, NY 10004-2498  
212-558-4262  
Email: [aholland156@gmail.com](mailto:aholland156@gmail.com)  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Breean Walas**  
Walas Law Firm, PLLC  
Post Office Box 4591  
Bozeman, MT 59772  
501-246-1067  
Fax: 501-421-9693  
Email: [breean@walaslawfirm.com](mailto:breean@walaslawfirm.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Chase Strangio**  
American Civil Liberties Union  
125 Broad Street  
Suite 1800  
New York, NY 10004-2400  
212-284-7320  
Email: [cstrangio@aclu.org](mailto:cstrangio@aclu.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Christopher L. Travis**  
Gill Ragon Owen P.A.  
425 West Capitol Avenue  
Suite 3800  
Little Rock, AR 72201-2413  
501-376-3800  
Fax: 501-372-3359

Email: [travis@gill-law.com](mailto:travis@gill-law.com)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
Sullivan & Cromwell LLP  
1870 Embarcadero Road  
Palo Alto, CA 94303  
650-461-5619  
Fax: 650-461-5700  
Email: [simpsond@sullcrom.com](mailto:simpsond@sullcrom.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
Sullivan & Cromwell, LLP  
125 Broad Street  
New York, NY 10004-2498  
212-558-3737  
Email: [beeneyg@sullcrom.com](mailto:beeneyg@sullcrom.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
Sullivan & Cromwell, LLP  
125 Broad Street  
New York, NY 10004-2498  
212-558-4000  
Email: [ossipj@sullcrom.com](mailto:ossipj@sullcrom.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
Sullivan & Cromwell LLP  
1870 Embarcadero Road  
Palo Alto, CA 94303  
650-461-5600  
Fax: 650-461-5746  
Email: [oswelll@sullcrom.com](mailto:oswelll@sullcrom.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
American Civil Liberties Union  
125 Broad Street  
Suite 1800  
New York, NY 10004-2400  
212-549-2627

Email: [lcooper@aclu.org](mailto:lcooper@aclu.org)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
Gill Ragon Owen P.A.  
425 West Capitol Avenue  
Suite 3800  
Little Rock, AR 72201-2413  
501-376-3800  
Email: [mann@gill-law.com](mailto:mann@gill-law.com)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
Arkansas Civil Liberties Union  
Foundation, Inc.  
904 West Second Street  
Suite 2  
Little Rock, AR 72201  
918-766-4028  
Email: [sarah@acluarkansas.org](mailto:sarah@acluarkansas.org)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
Gill Ragon Owen P.A.  
425 West Capitol Avenue  
Suite 3800  
Little Rock, AR 72201-2413  
501-376-3800  
Email: [echols@gill-law.com](mailto:echols@gill-law.com)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
American Civil Liberties Union  
125 Broad Street  
Suite 1800  
New York, NY 10004-2400  
917-495-5745  
Fax: 212-549-2650  
Email: [jesseks@aclu.org](mailto:jesseks@aclu.org)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Joanna Brandt**

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Brean Walas**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**James D. Esseks**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Sabrina Jennen**

*by and through her parents Lacey and  
Aaron Jennen*

represented by **Alexander S. Holland**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Brean Walas**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Chase Strangio**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lacey Jennen**

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Brean Walas**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Aaron Jennen**

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Brean Walas**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Chase Strangio**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Leslie Cooper**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Sarah Everett**

(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Brooke Dennis**  
*by and through her parents Amanda and  
Shayne Dennis*

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Brean Walas**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Amanda Dennis**

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Brean Walas**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Shayne Dennis**

represented by **Alexander S. Holland**  
(See above for address)

*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Brean Walas**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Parker Saxton**  
*by and through his father Donnie Saxton*

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Breean Walas**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY*

*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Donnie Saxton**

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Brean Walas**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Michele Hutchison**  
*on behalf of herself and her patients*

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Brean Walas**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Kathryn Stambough**  
*on behalf of herself and her patients*

represented by **Alexander S. Holland**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Breean Walas**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Chase Strangio**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Christopher L. Travis**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Duncan C. Simpson LaGoy**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Garrard Russ Beeney**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Jonathan Joseph Ossip**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Laura Kabler Oswell**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Leslie Cooper**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Peter Drake Mann**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sarah Everett**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sharon Elizabeth Echols**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**James D. Esseks**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Leslie Rutledge**  
*in her official capacity as the Arkansas*  
*Attorney General*

represented by **Michael Cantrell**  
Arkansas Attorney General's Office  
Catlett–Prien Tower Building  
323 Center Street, Suite 200  
Little Rock, AR 72201–2610  
501–682–2401  
Email: [michael.cantrell@arkansasag.gov](mailto:michael.cantrell@arkansasag.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
Arkansas Attorney General's Office  
Catlett–Prien Tower Building

323 Center Street, Suite 200  
Little Rock, AR 72201-2610  
501-682-6302  
Email: [nicholas.bronni@arkansasag.gov](mailto:nicholas.bronni@arkansasag.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
Arkansas Attorney General's Office  
Catlett-Prien Tower Building  
323 Center Street, Suite 200  
Little Rock, AR 72201-2610  
703-826-5223  
Email: [emily.yu@arkansasag.gov](mailto:emily.yu@arkansasag.gov)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
Arkansas Attorney General's Office  
Catlett-Prien Tower Building  
323 Center Street, Suite 200  
Little Rock, AR 72201-2610  
501-682-1307  
Email: [Katina.Guest@ArkansasAG.gov](mailto:Katina.Guest@ArkansasAG.gov)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
Arkansas Attorney General's Office  
Catlett-Prien Tower Building  
323 Center Street, Suite 200  
Little Rock, AR 72201-2610  
501-682-8090  
Email: [vincent.wagner@arkansasag.gov](mailto:vincent.wagner@arkansasag.gov)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Amy E Embry**  
*in her official capacity as the Executive  
Director of the Arkansas State Medical  
Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Sylvia D Simon**  
*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Robert Breving, Jr**  
*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**John H Scribner**  
*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021  
ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Elizabeth Anderson**  
*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021  
ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Rhys L Branman**

*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Emily Yu**

(See above for address)  
*TERMINATED: 08/19/2021  
ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Edward Gardner**

*"Ward"; in official capacity as member  
of the Arkansas State Medical Board*

represented by **Michael Cantrell**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Emily Yu**

(See above for address)  
*TERMINATED: 08/19/2021  
ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

represented by

**Rodney Griffin**

*in official capacity as member of the  
Arkansas State Medical Board*

**Michael Cantrell**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Emily Yu**

(See above for address)  
*TERMINATED: 08/19/2021  
ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Betty Guhman**

*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**

(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Emily Yu**

(See above for address)  
*TERMINATED: 08/19/2021  
ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Brian T Hyatt**

*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**

(See above for address)  
*LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
ATTORNEY TO BE NOTICED

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
ATTORNEY TO BE NOTICED

**Ka Tina Rena Guest**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Vincent Moore Wagner**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Timothy C Paden**  
*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
ATTORNEY TO BE NOTICED

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
ATTORNEY TO BE NOTICED

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
ATTORNEY TO BE NOTICED

**Ka Tina Rena Guest**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Vincent Moore Wagner**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Don R Philips**  
*in official capacity as member of the  
Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
ATTORNEY TO BE NOTICED

**Nicholas J. Bronni**

(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**William L Rutledge**  
*in official capacity as member of the*  
*Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**David L Staggs**  
*in official capacity as member of the*  
*Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Veryl D Hodges**  
*in official capacity as member of the*  
*Arkansas State Medical Board*

represented by **Michael Cantrell**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nicholas J. Bronni**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Emily Yu**  
(See above for address)  
*TERMINATED: 08/19/2021*  
*ATTORNEY TO BE NOTICED*

**Ka Tina Rena Guest**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Vincent Moore Wagner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**American Academy of Pediatrics**

represented by **Cortlin Hall Lannin**  
Covington & Burling LLP  
Salesforce Tower, Suite 5400  
415 Mission Street  
San Francisco, CA 94105  
415-591-7078  
Email: [clannin@cov.com](mailto:clannin@cov.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**

Covington & Burling LLP  
One City Center  
850 Tenth Street N.W.  
Washington, DC 20001  
202-662-5294  
Email: [jveta@cov.com](mailto:jveta@cov.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
Covington & Burling LLP  
One City Center  
850 Tenth Street N.W.  
Washington, DC 20001  
202-662-5888  
Email: [ebaia@cov.com](mailto:ebaia@cov.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
Covington & Burling LLP  
1999 Avenue of the Stars  
Suite 3500  
Los Angeles, CA 90067  
424-332-4780  
Email: [mlanosa@cov.com](mailto:mlanosa@cov.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
Covington & Burling LLP  
One City Center  
850 Tenth Street N.W.  
Washington, DC 20001  
202-662-5102  
Email: [wisasi@cov.com](mailto:wisasi@cov.com)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
Kutak Rock LLP  
124 West Capitol Avenue  
Suite 2000  
Little Rock, AR 72201-3740  
501-975-3142  
Fax: 501-975-3001  
Email: [andrew.king@kutakrock.com](mailto:andrew.king@kutakrock.com)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
Kutak Rock LLP  
124 West Capitol Avenue  
Suite 2000  
Little Rock, AR 72201-3740  
501-975-3000  
Fax: 501-975-3001  
Email: [jess.askew@kutakrock.com](mailto:jess.askew@kutakrock.com)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Academic Pediatric Association**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**American Academy of Child and  
Adolescent Psychiatry**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**American Association of Physicians for  
Human Rights Inc**  
*doing business as*  
GLMA: Health Professionals Advancing  
LGBTQ Equality

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**American College of Osteopathic  
Pediatricians**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)

*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**American Medical Association**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**American Pediatric Society**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**American Psychiatric Association**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Arkansas Chapter of the American  
Academy of Pediatrics**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)

*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Arkansas Council on Child and  
Adolescent Psychiatry**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Arkansas Psychiatric Society**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Association of Medical School  
Pediatric Department Chairs**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Endocrine Society**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)

*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**National Association of Pediatric  
Nurse Practitioners**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Pediatric Endocrine Society**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Society for Adolescent Health and  
Medicine**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Society for Pediatric Research**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)

*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Society of Pediatric Nurses**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY  
PRO HAC VICE  
ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**World Professional Association for  
Transgender Health**

represented by **Cortlin Hall Lannin**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**D. Jean Veta**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Elizabeth Baia**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Michael J. Lanosa**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**William R. Isasi**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Andrew King**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jess L. Askew , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**LiveRamp Holdings Inc**

represented by **Boris Bershteyn**  
Attorney at Law  
One Manhattan West  
New York, NY 10001  
212-735-3834  
Fax: 917-777-3834  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**John E. Tull , III**  
Quattlebaum, Grooms & Tull PLLC  
111 Center Street, Suite 1900

Little Rock, AR 72201-3325  
501-379-1705  
Email: [jtull@qgtlaw.com](mailto:jtull@qgtlaw.com)  
*ATTORNEY TO BE NOTICED*

**Meredith Autumn Powell**  
Quattlebaum, Grooms & Tull PLLC  
111 Center Street, Suite 1900  
Little Rock, AR 72201-3325  
501-379-1710  
Fax: 501-379-3810  
Email: [mpowell@qgtlaw.com](mailto:mpowell@qgtlaw.com)  
*ATTORNEY TO BE NOTICED*

**Michael Joshua Leicht**  
Kinesso LLC  
301 East Dave Ward Drive  
Conway, AR 72032  
501-733-8311  
Email: [josh.leicht@kinesso.com](mailto:josh.leicht@kinesso.com)  
*ATTORNEY TO BE NOTICED*

**Shayne Dixon Smith**  
Acxiom Corporation  
601 East Third Street  
Little Rock, AR 72201  
501-252-5095  
*ATTORNEY TO BE NOTICED*

**Steven W. Quattlebaum**  
Quattlebaum, Grooms & Tull PLLC  
111 Center Street, Suite 1900  
Little Rock, AR 72201-3325  
501-379-1707  
Fax: 501-379-3807  
Email: [quattlebaum@qgtlaw.com](mailto:quattlebaum@qgtlaw.com)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Acxiom LLC**

represented by **Boris Bershteyn**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jerry C. Jones**  
LiveRamp  
301 Main Street  
Second Floor  
Little Rock, AR 72201  
501-766-3359  
*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**John E. Tull , III**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Meredith Autumn Powell**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Michael Joshua Leicht**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Shayne Dixon Smith**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Steven W. Quattlebaum**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Amicus**

**Kinesso LLC**

represented by **Boris Bershteyn**

(See above for address)

*LEAD ATTORNEY*

*PRO HAC VICE*

*ATTORNEY TO BE NOTICED*

**Jerry C. Jones**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**John E. Tull , III**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Meredith Autumn Powell**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Michael Joshua Leicht**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Shayne Dixon Smith**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Steven W. Quattlebaum**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Amicus**

**Northwest Arkansas Council**

represented by **Boris Bershteyn**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jerry C. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**John E. Tull , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Meredith Autumn Powell**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michael Joshua Leicht**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Shayne Dixon Smith**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Steven W. Quattlebaum**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Arkansas State Chamber of  
Commerce**

represented by **Boris Bershteyn**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jerry C. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**John E. Tull , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Meredith Autumn Powell**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michael Joshua Leicht**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Shayne Dixon Smith**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Steven W. Quattlebaum**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Walton Family Foundation Inc**

represented by **Boris Bershteyn**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Jerry C. Jones**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**John E. Tull , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Meredith Autumn Powell**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michael Joshua Leicht**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Shayne Dixon Smith**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Steven W. Quattlebaum**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Alabama, State of**

represented by **Alexander Barrett Bowdre**  
Office of the Attorney General  
Post Office Box 300152

Montgomery, AL 36130-0152  
334-353-8892  
Email: [barrett.bowdre@alabamaag.gov](mailto:barrett.bowdre@alabamaag.gov)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**David R. Hogue**  
Attorney at Law  
5756 Harkrider Avenue  
Conway, AR 72032  
501-450-4900  
Email: [dh@hoguelegalservices.com](mailto:dh@hoguelegalservices.com)  
*ATTORNEY TO BE NOTICED*

**Edmund G. LaCour , Jr.**  
Office of the Attorney General  
Post Office Box 300152  
Montgomery, AL 36130-0152  
334-353-2196  
Email: [edmund.lacour@AlabamaAG.gov](mailto:edmund.lacour@AlabamaAG.gov)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

Amicus

Alaska, State of

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Amicus

Arizona, State of

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Amicus

Georgia, State of

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Amicus

Idaho, State of

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Amicus

Indiana, State of

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Amicus

**Kansas, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Kentucky, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Louisiana, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Mississippi, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Missouri, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Montana, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Nebraska, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**South Carolina, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**South Dakota, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Tennessee, State of**

represented by **David R. Hogue**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Amicus**

**Texas, State of**

represented by **David R. Hogue**

(See above for address)

*ATTORNEY TO BE NOTICED*

Email All Attorneys (Primary Address)

Email All Attorneys (Primary and Secondary Address)

Date Filed	#	Page	Docket Text
05/25/2021	<u>1</u>		COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF against All Defendants filed by Michele Hutchison, Aaron Jennen, Donnie Saxton, Amanda Dennis, Dylan Brandt, Kathryn Stambough, Parker Saxton, Sabrina Jennen, Lacey Jennen, Joanna Brandt, Shayne Dennis, Brooke Dennis. (Filing Fee of \$402 paid. Receipt #LIT082242.) Summons issued and returned to counsel for service. (Attachment: # <u>1</u> Civil Cover Sheet) (lfg) (Entered: 05/26/2021)
05/26/2021	<u>2</u>		MOTION for Leave to Appear pro hac vice by Beth Echols. Fee \$100 receipt number AAREDC-4019444. Filed by All Plaintiffs (Attachments: # <u>1</u> Document, # <u>2</u> Document)(Echols, Sharon) (Entered: 05/26/2021)
05/26/2021	<u>3</u>		MOTION for Leave to Appear pro hac vice by Beth Echols. Fee \$100 receipt number AAREDC-4019456. Filed by All Plaintiffs (Attachments: # <u>1</u> Document)(Echols, Sharon) (Entered: 05/26/2021)
05/26/2021	<u>4</u>		MOTION for Leave to Appear pro hac vice by Beth Echols. Fee \$100 receipt number AAREDC-4019460. Filed by All Plaintiffs (Attachments: # <u>1</u> Document)(Echols, Sharon) (Entered: 05/26/2021)
05/26/2021	<u>5</u>		MOTION for Leave to Appear pro hac vice by Beth Echols. Fee \$100 receipt number AAREDC-4019464. Filed by All Plaintiffs (Attachments: # <u>1</u> Document)(Echols, Sharon) (Entered: 05/26/2021)
05/27/2021	<u>6</u>		MOTION for Leave to Appear pro hac vice by Beth Echols. Fee \$100 receipt number AAREDC-4020079. Filed by All Plaintiffs (Attachments: # <u>1</u> Document)(Echols, Sharon) (Entered: 05/27/2021)
05/27/2021	<u>7</u>		MOTION for Leave to Appear pro hac vice by Beth Echols. Fee \$100 receipt number AAREDC-4020089. Filed by All Plaintiffs (Attachments: # <u>1</u> Document)(Echols, Sharon) (Entered: 05/27/2021)
05/27/2021	<u>8</u>		ORDER granting <u>2</u> , <u>3</u> , <u>4</u> , <u>5</u> , <u>6</u> , <u>7</u> motions to admit counsel pro hac vice on behalf of Plaintiffs. Garrard R. Beeney, Alexander S. Holland, Jonathan J. Ossip, Laura Kabler Oswell, Chase Strangio, and Duncan C. Simpson LaGoy are hereby admitted to appear before this Court as co-counsel of record in this action. Signed by Judge James M. Moody Jr. on 05/27/2021. (lfg) (Entered: 05/27/2021)
06/08/2021	<u>9</u>		AFFIDAVIT by Dylan Brandt. (Attachments: # <u>1</u> Affidavit)(Echols, Sharon) (Entered: 06/08/2021)
06/08/2021	<u>10</u>		AFFIDAVIT by Dylan Brandt. (Echols, Sharon) (Entered: 06/08/2021)
06/15/2021	<u>11</u>		

		MOTION for Preliminary Injunction by All Plaintiffs (Attachments: # <u>1</u> Exhibit 1 – Declaration of Dylan Brandt, # <u>2</u> Exhibit 2 – Declaration of Joanna Brandt, # <u>3</u> Exhibit 3 – Declaration of Sabrina Jennen, # <u>4</u> Exhibit 4 – Declaration of Aaron and Lacey Jennen, # <u>5</u> Exhibit 5 – Declaration of Brooke Dennis, # <u>6</u> Exhibit 6 – Declaration of Shayne and Amanda Dennis, # <u>7</u> Exhibit 7 – Declaration of Parker Sexton, # <u>8</u> Exhibit 8 – Declaration of Donnie Sexton, # <u>9</u> Exhibit 9 – Declaration of Dr. Michele Hutchinson, # <u>10</u> Exhibit 10 – Declaration of Dr. Kathryn Stambough, # <u>11</u> Exhibit 11 – Declaration of Dr. Deanna Adkins, # <u>12</u> Exhibit 12 – Declaration of Dr. Armand H. Matheny Antommaria)(Walas, Breean) (Entered: 06/15/2021)
06/15/2021	<u>12</u>	BRIEF IN SUPPORT re <u>11</u> Motion for Preliminary Injunction,, filed by All Plaintiffs. (Walas, Breean) (Entered: 06/15/2021)
06/16/2021	<u>13</u>	NOTICE of Appearance by Nicholas J. Bronni on behalf of All Defendants (Bronni, Nicholas) (Entered: 06/16/2021)
06/16/2021	<u>14</u>	NOTICE of Appearance by Michael Cantrell on behalf of All Defendants (Cantrell, Michael) (Entered: 06/16/2021)
06/16/2021	<u>15</u>	NOTICE of Appearance by Emily Yu on behalf of All Defendants (Yu, Emily) (Entered: 06/16/2021)
06/16/2021	<u>16</u>	NOTICE of Appearance by Vincent Moore Wagner on behalf of All Defendants (Wagner, Vincent) (Entered: 06/16/2021)
06/16/2021	<u>17</u>	MOTION to Dismiss for Lack of Jurisdiction , MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM () by All Defendants (Wagner, Vincent) (Entered: 06/16/2021)
06/16/2021	<u>18</u>	BRIEF IN SUPPORT re <u>17</u> Motion to Dismiss/Lack of Jurisdiction, Motion to Dismiss for Failure to State a Claim filed by All Defendants. (Wagner, Vincent) (Entered: 06/16/2021)
06/17/2021	<u>19</u>	STATEMENT of Interest of the United States re <u>1</u> filed by USA. (jap) (Docket text modified on 6/17/2021 to include filing party.)(cmn) (Entered: 06/17/2021)
06/17/2021		NOTICE OF DOCKET CORRECTION re <u>19</u> Statement. CORRECTION: The docket text was modified to include correct the description to include, "filed by USA" as indicated by the document. (cmn) (Entered: 06/17/2021)
06/17/2021	<u>20</u>	NOTICE of Appearance by Ka Tina Rena Guest on behalf of Elizabeth Anderson, Rhys L Branman, Robert Breving, Jr, Amy E Embry, Edward Gardner, Rodney Griffin, Betty Guhman, Veryl D Hodges, Brian T Hyatt, Timothy C Paden, Don R Philips, Leslie Rutledge, William L Rutledge, John H Scribner, Sylvia D Simon, David L Staggs (Guest, Ka Tina) (Entered: 06/17/2021)
06/22/2021	<u>21</u>	Emergency MOTION for Extension of Time to File Response/Reply as to <u>11</u> MOTION for Preliminary Injunction ; <i>and to Shorten Plaintiffs' Time to Respond to this Motion</i> by All Defendants (Wagner, Vincent) (Entered: 06/22/2021)
06/22/2021	<u>22</u>	ORDER granting <u>21</u> Defendants' motion for an extension of time conditionally on the Defendants' agreement to appear for a hearing on the motion for preliminary injunction and motion to dismiss. With that agreement, the

		Defendants will have up to and including 07/09/2021 to file their response to the <u>11</u> motion for preliminary injunction. The hearing on the motion for preliminary injunction and motion to dismiss is hereby scheduled for 7/21/2021, at 09:00 AM, in Little Rock Courtroom #4A before Judge James M. Moody Jr. Signed by Judge James M. Moody Jr. on 06/22/2021. (llg) (Entered: 06/22/2021)
06/23/2021	<u>23</u>	MOTION for Leave to File Brief of Amici Curiae by all Movants. (fjg) (Entered: 06/23/2021)
06/24/2021	24	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>23</u> Motion for Leave to File Amicus brief. Signed by Judge James M. Moody Jr. on 6/24/2021. (sjh) (Entered: 06/24/2021)
06/24/2021	<u>25</u>	MOTION for Leave to Appear pro hac vice by D. Jean Veta. Fee \$100 receipt number AAREDC-4042029. Filed by Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (King, Andrew) (Entered: 06/24/2021)
06/24/2021	<u>26</u>	MOTION for Leave to Appear pro hac vice by Elizabeth Baia. Fee \$100 receipt number AAREDC-4042032. Filed by Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (King, Andrew) (Entered: 06/24/2021)
06/24/2021	<u>27</u>	MOTION for Leave to Appear pro hac vice by Michael J. Lanosa. Fee \$100 receipt number AAREDC-4042045. Filed by Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research,

		Society of Pediatric Nurses, World Professional Association for Transgender Health (King, Andrew) (Entered: 06/24/2021)
06/24/2021	<u>28</u>	MOTION for Leave to Appear pro hac vice by William R Isasi. Fee \$100 receipt number AAREDC-4042049. Filed by Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (King, Andrew) (Entered: 06/24/2021)
06/24/2021	<u>29</u>	MOTION for Leave to Appear pro hac vice by Cortlin H. Lannin. Fee \$100 receipt number AAREDC-4042068. Filed by Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (King, Andrew) (Entered: 06/24/2021)
06/24/2021	<u>30</u>	BRIEF filed by Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health <i>Brief of Amici Curiae American Academy of Pediatrics and Additional National and State Medical, Mental Health, and Educational Organizations in Support of Plaintiffs' Motion for Preliminary Injunction</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Askew, Jess) (Entered: 06/24/2021)
06/25/2021	<u>31</u>	ORDER granting <u>25</u> , <u>26</u> , <u>27</u> , <u>28</u> , <u>29</u> motions to admit counsel pro hac vice. Signed by Judge James M. Moody Jr. on 06/25/2021. (ajt) (Entered: 06/25/2021)
06/30/2021	<u>32</u>	NOTICE of Appearance by Michael J. Lanosa on behalf of Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American

		Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (Lanosa, Michael) (Entered: 06/30/2021)
06/30/2021	<u>33</u>	RESPONSE in Opposition re <u>17</u> MOTION to Dismiss for Lack of Jurisdiction MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by All Plaintiffs. (Everett, Sarah) (Entered: 06/30/2021)
07/02/2021	<u>34</u>	NOTICE of Appearance by D. Jean Veta on behalf of Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (Veta, D.) (Entered: 07/02/2021)
07/02/2021	<u>35</u>	MOTION for Leave to File Brief of Amici Curiae by LiveRamp Holdings Inc, Acxiom LLC, Kinesso LLC, Northwest Arkansas Council, Arkansas State Chamber of Commerce, Walton Family Foundation Inc (Attachments: # <u>1</u> proposed Amicus Curiae) (jap) (Entered: 07/02/2021)
07/02/2021	<u>36</u>	NOTICE of Appearance by Cortlin Hall Lannin on behalf of Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (Lannin, Cortlin) (Entered: 07/02/2021)
07/06/2021	<u>37</u>	NOTICE of Appearance by William R. Isasi on behalf of Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of

		Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (Isasi, William) (Entered: 07/06/2021)
07/07/2021	<u>38</u>	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>35</u> Motion for Leave to File Brief. Signed by Judge James M. Moody Jr. on 7/7/2021. (sjh) (Entered: 07/07/2021)
07/07/2021	<u>39</u>	NOTICE of Appearance by Steven W. Quattlebaum on behalf of Acxiom LLC, Arkansas State Chamber of Commerce, Kinesso LLC, LiveRamp Holdings Inc, Northwest Arkansas Council, Walton FamilyFoundation Inc (Quattlebaum, Steven) (Entered: 07/07/2021)
07/07/2021	<u>40</u>	NOTICE of Appearance by John E. Tull, III on behalf of Acxiom LLC, Arkansas State Chamber of Commerce, Kinesso LLC, LiveRamp Holdings Inc, Northwest Arkansas Council, Walton FamilyFoundation Inc (Tull, John) (Entered: 07/07/2021)
07/07/2021	<u>41</u>	NOTICE of Appearance by Meredith Autumn Powell on behalf of Acxiom LLC, Arkansas State Chamber of Commerce, Kinesso LLC, LiveRamp Holdings Inc, Northwest Arkansas Council, Walton FamilyFoundation Inc (Powell, Meredith) (Entered: 07/07/2021)
07/07/2021	<u>42</u>	MOTION for Leave to Appear pro hac vice by Boris Bershteyn. Fee \$100 receipt number AAREDC-4049038. Filed by Acxiom LLC, Arkansas State Chamber of Commerce, Kinesso LLC, LiveRamp Holdings Inc, Northwest Arkansas Council, Walton FamilyFoundation Inc (Powell, Meredith) (Entered: 07/07/2021)
07/07/2021	<u>43</u>	BRIEF filed by Acxiom LLC, Arkansas State Chamber of Commerce, Kinesso LLC, LiveRamp Holdings Inc, Northwest Arkansas Council, Walton FamilyFoundation Inc <i>Amicus Brief – July 7, 2021</i> (Powell, Meredith) (Entered: 07/07/2021)
07/09/2021	<u>44</u>	RESPONSE in Opposition re <u>11</u> MOTION for Preliminary Injunction filed by All Defendants. (Wagner, Vincent) (Entered: 07/09/2021)
07/09/2021	<u>45</u>	ADDENDUM filed by Rhys L Branman, Robert Breving, Jr, Amy E Embry, Edward Gardner, Rodney Griffin, Betty Guhman, Veryl D Hodges, Brian T Hyatt, Timothy C Paden, Don R Philips, Leslie Rutledge, William L Rutledge, John H Scribner, Sylvia D Simon, David L Staggs to <u>44</u> Response in Opposition to Motion. <i>Preliminary Injunction Exhibits</i> (Attachments: # <u>1</u> Exhibit 1.Declaration of Stephen B. Levine, M.D., # <u>2</u> Exhibit 2.Declaration of Mark Regnerus, Ph.D., # <u>3</u> Exhibit 3.Declaration of Paul W. Hruz, M.D., Ph.D., # <u>4</u> Exhibit 4.Declaration of Patrick W. Lappert, M.D., # <u>5</u> Exhibit 5.Finland Evidence Review, # <u>6</u> Exhibit 6.Sweden Evidence Review, # <u>7</u> Exhibit 7.Sweden Karolinska Hospital Policy, # <u>8</u> Exhibit 8.Sweden Karolinska Hospital Guideline, # <u>9</u> Exhibit 9.UK NICE Evidence Review of Puberty Blockers, # <u>10</u> Exhibit 10.UK NICE Evidence Review of Cross-Sex Hormones, # <u>11</u> Exhibit 11.Cochrane Review, # <u>12</u> Exhibit 12.Brnstrm & Pachankis Correction, # <u>13</u> Exhibit 13.Brnstrm & Pachankis Letters to the Editor, # <u>14</u> Exhibit 14.James M. Cantor Article, # <u>15</u> Exhibit 15.Devita Singh, et al., Article, # <u>16</u> Exhibit 16.Michael Biggs, The Tavistocks Experimentation with

		<p>Puberty Blockers., # <u>17</u> Exhibit 17.Michael Biggs, The Tavistocks Experiment with Puberty Blockers (Jul. 2019)., # <u>18</u> Exhibit 18.Steven H. Woolf Article, # <u>19</u> Exhibit 19.WPATH Guidelines, # <u>20</u> Exhibit 20.WPATH Position Statement on Medical Necessity, # <u>21</u> Exhibit 21.Endocrine Society Guidelines, # <u>22</u> Exhibit 22.American Psychological Association Guidelines, # <u>23</u> Exhibit 23.American Academy of Pediatrics Guidelines, # <u>24</u> Exhibit 24.DSM-5 Excerpt, # <u>25</u> Exhibit 25.Declaration of Roger Hiatt, Jr., M.D., # <u>26</u> Exhibit 26.Declaration of Christine Cryer., # <u>27</u> Exhibit 27.Declaration of Clifton Francis Burleigh, Jr., # <u>28</u> Exhibit 28.Declaration of Walt Heyer., # <u>29</u> Exhibit 29.Declaration of Laura Perry.)(Wagner, Vincent) (Entered: 07/09/2021)</p>
07/13/2021	<u>46</u>	<p>NOTICE of Appearance by Elizabeth Baia on behalf of Academic Pediatric Association, American Academy of Child and Adolescent Psychiatry, American Academy of Pediatrics, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, American Medical Association, American Pediatric Society, American Psychiatric Association, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, World Professional Association for Transgender Health (Baia, Elizabeth) (Entered: 07/13/2021)</p>
07/13/2021	<u>47</u>	<p>UNOPPOSED MOTION for Leave to File Brief as Amici Curiae by Alabama, State of, Alaska, State of, Arizona, State of, Georgia, State of, Idaho, State of, Indiana, State of, Kansas, State of, Kentucky, State of, Louisiana, State of, Mississippi, State of, Missouri, State of, Montana, State of, Nebraska, State of, South Carolina, State of, South Dakota, State of, Tennessee, State of, Texas, State of (Attachments: # <u>1</u> proposed Amici Curiae Brief). (jap) (Entered: 07/14/2021)</p>
07/14/2021	48	<p>(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>47</u> Motion for Leave to File brief. Signed by Judge James M. Moody Jr. on 7/14/2021. (sjh) (Entered: 07/14/2021)</p>
07/14/2021	<u>49</u>	<p>BRIEF as Amici Curiae re <u>44</u> Response in Opposition to Motion for Preliminary Injunction filed by State of Alabama, Alaska, Arizona, Georgia, Idaho, Indiana, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Montana, Nebraska, South Carolina, South Dakota, Tennessee, AND Texas. (Hogue, David) (Docket text modified on 7/15/2021 to correct the description of the document filed and the party filers) (jak) (Entered: 07/14/2021)</p>
07/15/2021		<p>NOTICE OF DOCKET CORRECTION re <u>49</u> Brief in Support. CORRECTION: The docket text was modified to correct the description of the document filed and the party filers as "BRIEF as Amici Curiae re <u>44</u> Response in Opposition to Motion for Preliminary Injunction filed by State of Alabama, Alaska, Arizona, Georgia, Idaho, Indiana, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Montana, Nebraska, South Carolina, South Dakota, Tennessee, AND Texas" as marked on the document. (jak) (Entered: 07/15/2021)</p>
07/16/2021	<u>50</u>	<p>NOTICE of Appearance by James D. Esseks on behalf of All Plaintiffs (Esseks, James) (Entered: 07/16/2021)</p>

07/16/2021	<u>51</u>	REPLY to Response to Motion re <u>11</u> MOTION for Preliminary Injunction <i>Reply Memorandum in Support of Plaintiffs' Motion for Preliminary Injunction</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 13 – Declaration of Dr. Jack Turban, # <u>2</u> Exhibit 14 – Supplemental Declaration of Dr. Deanna Adkins, # <u>3</u> Exhibit 15 – Supplemental Declaration of Dr. Armand H. Matheny Antommara)(Walas, Breean) (Entered: 07/16/2021)
07/19/2021	<u>52</u>	ORDER authorizing Chase Strangio, Leslie Cooper, Duncan Simpson, James Esseks, and Elsa Rainey to bring a cell phone, laptop computer, or personal digital assistant into the courthouse in Little Rock, Arkansas, on Wednesday, 07/21/2021, for the motion hearing. Signed by Judge James M. Moody Jr. on 07/19/2021. (llg) (Entered: 07/19/2021)
07/19/2021	<u>53</u>	MOTION for Leave to Appear pro hac vice by Alexander Barrett Bowdre. Fee \$100 receipt number AAREDC-4054961. Filed by Alabama, State of. (cmn) (Entered: 07/19/2021)
07/19/2021	<u>54</u>	MOTION for Leave to Appear pro hac vice by Edmund G. LaCour Jr. Fee \$100 receipt number AAREDC-4054931. Filed by Alabama, State of. (cmn) (Entered: 07/19/2021)
07/19/2021	<u>55</u>	ADDENDUM filed by Elizabeth Anderson, Rhys L Branman, Robert Breving, Jr, Amy E Embry, Edward Gardner, Rodney Griffin, Betty Guhman, Veryl D Hodges, Brian T Hyatt, Timothy C Paden, Don R Philips, Leslie Rutledge, William L Rutledge, John H Scribner, Sylvia D Simon, David L Staggs to <u>44</u> Response in Opposition to Motion. (Attachments: # <u>1</u> Exhibit Exhibit 30.Supplemental Declaration of Stephen B. Levine, M.D., # <u>2</u> Exhibit Exhibit 31.Supplemental Declaration of Mark Regnerus, Ph.D., # <u>3</u> Exhibit Exhibit 32.Supplemental Declaration of Paul W. Hruz, M.D., Ph.D., # <u>4</u> Exhibit Exhibit 33.Roberto DAngelo, et al. Article)(Wagner, Vincent) (Entered: 07/19/2021)
07/20/2021	<u>56</u>	ORDER granting the motions to admit counsel pro hac vice on behalf of Amici Curiae the State of Alabama <u>53</u> and <u>54</u> . Signed by Judge James M. Moody Jr. on 07/20/2021. (llg) (Entered: 07/20/2021)
07/20/2021	<u>57</u>	ORDER granting <u>42</u> motion to admit counsel pro hac vice on behalf of Amici Curiae, LiveRamp Holdings, Inc., Acxiom LLC, Kinesso, LLC, the Northwest Arkansas Council, the Arkansas State Chamber of Commerce, and the Walton Family Foundation, Inc. Signed by Judge James M. Moody Jr. on 07/20/2021. (llg) (Entered: 07/20/2021)
07/21/2021	58	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) CLERK'S MINUTES for proceedings held before Judge James M. Moody Jr.: MOTION HEARING held on 7/21/2021. Chase Strangio, Breean Walas, and Duncan C. Simpson LaGoy present for Plaintiffs; Vincent Wagner, Ka Tina Guest, Michael Cantrell, Nicholas Bronni, and Emily Yu present for Defendants. After argument from counsel, the Court GRANTS <u>11</u> Plaintiffs' MOTION for Preliminary Injunction and DENIES <u>17</u> Defendants' MOTION to Dismiss for the reasons stated on the record. A final hearing date will be set. (Court Reporter: Karen Dellinger.) (kog) (Entered: 07/21/2021)
07/21/2021	<u>59</u>	ORDER denying <u>17</u> Defendants' Motion to Dismiss; and granting <u>11</u> Plaintiffs' Motion for Preliminary Injunction. Signed by Judge James M. Moody Jr. on 07/21/2021. (ajt) (Entered: 07/21/2021)

07/26/2021	<u>60</u>	TRANSCRIPT of Motion Hearing held on 7/21/2021, before Judge James M. Moody Jr. Court Reporter Karen Dellinger. Transcript may be viewed only at the public terminals in the Clerk's office. Copies of transcript are only available through the Official Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. DEADLINES: Notice of Intent to Request Redaction due 8/2/2021. Redaction Request due 8/16/2021. Redacted Transcript Deadline set for 8/26/2021. Release of Transcript Restriction set for 10/25/2021. (fcd) (Entered: 07/26/2021)
07/27/2021	<u>61</u>	Mail Returned Undeliverable as to Shayne Dixon Smith re <u>52</u> Order. (fjg) (Entered: 07/27/2021)
07/28/2021	<u>62</u>	Unopposed MOTION to Extend Time to <i>File Motion for Attorneys' Fees and Costs</i> by All Plaintiffs (Everett, Sarah) (Entered: 07/28/2021)
08/02/2021	63	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>62</u> Motion to Extend Time to file motion for attorneys' fees. Signed by Judge James M. Moody Jr. on 8/2/2021. (sjh) (Entered: 08/02/2021)
08/02/2021	<u>64</u>	SUPPLEMENTAL ORDER: Defendants and successors in office are enjoined from enforcing any provision of House Bill 1570, Act 626 of the 93rd General Assembly of Arkansas, to be codified at Ark. Code Ann. §§ 20-9-1501 to 20-9-1504 and 23-79-164 during the pendency of the litigation of this case. Signed by Judge James M. Moody Jr. on 08/02/2021. (llg) (Entered: 08/02/2021)
08/19/2021	<u>65</u>	MOTION to Withdraw as Attorney <i>Emily Yu</i> by All Defendants (Yu, Emily) (Entered: 08/19/2021)
08/19/2021	66	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>65</u> Motion to Withdraw as Attorney. Attorney Emily Yu terminated. Signed by Judge James M. Moody Jr. on 8/19/2021. (sjh) (Entered: 08/19/2021)
08/20/2021	<u>67</u>	NOTICE OF INTERLOCUTORY APPEAL as to <u>64</u> Order, <u>59</u> Order on Motion for Preliminary Injunction, Order on Motion to Dismiss/Lack of Jurisdiction, Order on Motion to Dismiss for Failure to State a Claim by Elizabeth Anderson, Rhys L Branman, Robert Breving, Jr, Amy E Embry, Edward Gardner, Rodney Griffin, Betty Guhman, Veryl D Hodges, Brian T Hyatt, Timothy C Paden, Don R Philips, Leslie Rutledge, William L Rutledge, John H Scribner, Sylvia D Simon, David L Staggs. (Wagner, Vincent) (Entered: 08/20/2021)
08/20/2021	<u>68</u>	NOTIFICATION OF APPEAL and NOA SUPPLEMENT as to <u>67</u> Notice of Interlocutory Appeal re <u>59</u> Order and <u>64</u> Supplemental Order. NOTIFICATION TO COUNSEL: REQUEST FOR TRANSCRIPTS SHOULD BE FILED WITH THE DISTRICT COURT CLERK. (cmn) (Entered: 08/20/2021)

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION**

**DYLAN BRANDT, ET AL**

**PLAINTIFFS**

**V.**

**4:21CV00450 JM**

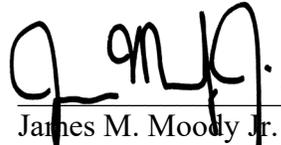
**LESLIE RUTLEDGE, ET AL**

**DEFENDANTS**

**ORDER**

For the reasons set forth on the record, Defendants' Motion to Dismiss (ECF No. 17) is DENIED and Plaintiffs' Motion for Preliminary Injunction (ECF No. 11) is GRANTED.

IT IS SO ORDERED this 21st day of July, 2021.



---

James M. Moody Jr.  
United States District Judge

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION**

**DYLAN BRANDT, ET AL**

**PLAINTIFFS**

**V.**

**4:21CV00450 JM**

**LESLIE RUTLEDGE, ET AL**

**DEFENDANTS**

**SUPPLEMENTAL ORDER**

After further consideration, the Court supplements the ruling made at the conclusion of the July 21, 2021 hearing to include the following findings:

On April 6, 2021, the Arkansas Legislature passed House Bill 1570, Act 626 of the 93rd General Assembly of Arkansas, to be codified at [Ark. Code Ann. §§ 20-9-1501 to 20-9-1504](#) and 23-79-164 (“Act 626”). Act 626 prohibits a physician or other healthcare provider from providing or referring any individual under the age of 18 for “gender transition procedures.”

“Gender transition procedures” means the process in which a person goes from identifying with and living as a gender that corresponds to his or her biological sex to identifying with and living as a gender different from his or her biological sex, and may involve social, legal, or physical changes;

(6)(A) “Gender transition procedures” means any medical or surgical service, including without limitation physician's services, inpatient and outpatient hospital services, or prescribed drugs related to gender transition that seeks to:

- (i) Alter or remove physical or anatomical characteristics or features that are typical for the individual's biological sex; or
- (ii) Instill or create physiological or anatomical characteristics that resemble a sex different from the individual's biological sex, including without limitation medical services that provide puberty-blocking drugs, cross-sex hormones, or other mechanisms to promote the development of feminizing or masculinizing features in the opposite biological sex, or genital or nongenital gender reassignment surgery performed for the purpose of assisting an individual with a gender transition.

AR LEGIS 626 (2021), 2021 Arkansas Laws Act 626 (H.B. 1570). The Defendants asserts that Arkansas has a compelling government interest in protecting the health and safety of its citizens, particularly “vulnerable” children who are gender nonconforming or who experience distress at identifying with their biological sex. *Id.*

Plaintiffs are minors, Dylan Brandt, Sabrina Jennen, Brooke Dennis, Parker Saxton (the “Patient Plaintiffs”), their parents, Joanna Brandt, Lacey and Aaron Jennen, Amanda and Shayne Dennis, Donnie Saxton (the “Parent Plaintiffs”) and their healthcare providers, Dr. Michele Hutchison, and Dr. Kathryn Stambough (the “Physician Plaintiffs”). Plaintiffs have filed suit claiming the Act violates the Equal Protection Clause, Due Process Clause, and the First Amendment. They seek a preliminary injunction to enjoin Defendants and their successors in office from enforcing Act 626 during the pendency of this litigation. Plaintiffs contend that Act 626 categorically prohibits transgender adolescents with gender dysphoria from treatment, that the patient, their parents, and their medical providers agree, is medically necessary and in the adolescent’s best interest. They allege that the Act singles out individuals in need of medically necessary gender-affirming care solely because the individual’s gender identity does not conform to their assigned sex at birth.

I. Rule 12(b)(1) Motion to Dismiss

As stated on the record, the Court finds that the Patient and Parent Plaintiffs have standing under the Equal Protection Clause to challenge Act 626’s prohibition of “gender transition procedures” as that term is defined in [Ark. Code Ann. §§ 20-9-1501\(6\)](#). They also have standing to challenge the Act’s authorization of private rights of action. “Where an unconstitutional statute provides for enforcement both through official acts and private suits, Plaintiffs with standing to seek an injunction against the official acts may also challenge the

constitutionality of private suits.” See *Planned Parenthood of Se. Pa. v. Casey*, 505 U.S. 833, 887-88 (1992).

The Court finds that Physician Plaintiffs have standing in their own right to challenge the Act’s unequal treatment between healthcare providers who provide gender-affirming care to transgender patients, which would be prohibited by Act 626, and other healthcare providers, who provide all other medically accepted care, including gender-affirming care to non-transgender patients, which is not prohibited. See *Am. Coll. of Obstetricians & Gynecologists v. U.S. Food & Drug Admin.*, 472 F. Supp. 3d 183, 206 (D. Md. 2020).

The Court finds that Physician Plaintiffs have third-party standing to challenge Act 626 on behalf of their patients based upon the Supreme Court’s opinion in *June Med. Serv’s. LLC v. Russo*, 140 S. Ct. 2103, 2118-2119 (2020) (“[W]e have generally permitted plaintiffs to assert third-party rights in cases where the ‘enforcement of the challenged restriction against the litigant would result indirectly in the violation of third parties’ rights.”) (quoting *Kowalski v. Tesmer*, 543 U.S. 125, 130 (2004)). Further, Physician Plaintiffs have alleged a close relationship with their patients and a hindrance to their patients’ ability to protect their interests because of the risk of discrimination and their patients’ desire to protect their privacy. See *Singleton v. Wulff*, 428 U.S. 106, 117 (1976) (patient may be “chilled” from asserting their rights “by a desire to protect the very privacy of [their] decision from the publicity of a court suit.”).

## II. Preliminary Injunction

“The primary function of a preliminary injunction is to preserve the status quo until, upon final hearing, a court may grant full, effective relief.” *Ferry-Morse Seed Co. v. Food Corn, Inc.*, 729 F.2d 589, 593 (8th Cir. 1984). The Court considers four factors in evaluating Plaintiffs’ request for a preliminary injunction: (1) the likelihood of success on the merits; (2) the likelihood

of irreparable harm in the absence of an injunction; (3) the balance of equities; and (4) the public interest. *Sanborn Mfg. Co., Inc. v. Campbell Hausfeld/Scott Fetzer Co.*, [997 F.2d 484, 485-86](#) (8th Cir. 1983). “When the government is a party, these last two factors merge.” *Nken v. Holder*, [556 U.S. 418, 435](#) (2009)).

#### A. Equal Protection

To analyze Plaintiffs’ facial challenge to Act 626, the Court must determine what level of scrutiny applies and whether Act 626 survives that scrutiny. The Court concludes that heightened scrutiny applies to Plaintiffs’ Equal Protection claims because Act 626 rests on sex-based classifications and because “transgender people constitute at least a quasi-suspect class.” *Grimm v. Gloucester Cty. Sch. Bd.*, [972 F.3d 586, 607](#) (8th Cir. 2020); accord *Bostock v. Clayton County*, [140 S. Ct. 1731, 1741](#) (2020) (discrimination for being transgender is discrimination “on the basis of sex”). Defendants argue that Act 626 does not specifically refer to transgender individuals. It does, however, refer to gender transition which is only sought by transgender individuals. See *Bray v. Alexandria Women’s Health Clinic*, [506 U.S. 263, 270](#) (1993) (“Some activities may be such an irrational object of disfavor that, if they are targeted, and if they also happen to be engaged in exclusively or predominantly by a particular class of people, an intent to disfavor that class can readily be presumed.”).

Under heightened scrutiny, Act 626 must be substantially related to a sufficiently important governmental interest. A policy subject to intermediate scrutiny must be supported by an “exceedingly persuasive justification.” *United States v. Virginia*, [518 U.S. 515, 531](#) (1996). The policy must serve important governmental objectives, and the government must show “that the discriminatory means employed are substantially related to the achievement of those objectives.” *Id.* at 533 (citation omitted).

Defendants contend that Act 626 is substantially related to the State’s important governmental objectives of protecting vulnerable children from experimental treatment and regulating the ethics of the medical profession. Defendants contend that there is a lack of credible scientific evidence that gender-transition procedures improve children’s health. They also contend that the consequences of performing these procedures on Arkansas children are too great to allow physicians and healthcare providers to continue performing them. Defendants state that the Arkansas General Assembly passed Act 626 in response to a recent judicial ruling of the U.K. High Court of Justice of England and Wales and an Arizona district court. *See Bell v. Tavistock and Portman Nat’l Health Serv. Found. Trust*, [2020] EWHC (Admin) 3274; *Hennessy-Waller v. Snyder*, [2021 WL 1192842](#), at \*1 (D. Ariz. Mar. 30, 2021).

In *Tavistock*, the U.K. High Court considered the “narrow” issue of whether “a child or young person under the age of 16 [can] achieve *Gillick*<sup>1</sup> competence in respect of the decision to take PBs [puberty blockers] for GD [gender dysphoria]” *Id.* at ¶133. Although Defendants argue that this case is evidence that the U.K. Court is on the forefront of ethics by banning all gender transitioning procedures, *Tavistock* does not categorically prohibit individuals from all “gender transition procedures.” The U.K. Court merely concluded that it is “unlikely” that a 13-year-old or under would be competent to give *Gillick* consent to puberty blockers and doubtful that a 14- or 15-year-old could give consent. However, a 16-year-old or older is presumed to have the ability to consent to these procedures. Act 626 prohibits anyone under the age of 18 from receiving treatment without regard to informed consent.

---

<sup>1</sup> *Gillick* refers to a U.K. High Court case where the House of Lords held by a majority that a doctor could lawfully give contraceptive advice and treatment to a girl aged under 16 if she had sufficient maturity and intelligence to understand the nature and implications of the proposed treatment and provided that certain conditions were satisfied. *See Gillick v. West Norfolk and Wisbech Health Authority* [1986] AC 112.

The Arizona district court case, *Hennessey-Waller v. Snyder*, which is on appeal to the Ninth Circuit Court of Appeals, denied plaintiffs’ motion to enjoin the director of the Arizona Health Care Cost Containment System “from further enforcement of” a regulation that excludes gender reassignment surgery from Arizona’s Medicaid coverage and to “order AHCCCS to cover male chest reconstruction surgery for D.H. and John.” *Hennessey-Waller v. Snyder*, [2021 WL 1192842](#), at \*1 (D. Ariz. Mar. 30, 2021). The *Hennessey-Waller* plaintiffs are not prohibited from all gender-transition treatments and their healthcare providers are not prohibited from providing gender-transition treatments to them. The Court does not find either “authority” to be persuasive or precedential.

Plaintiffs argue that Act 626 does not protect children. Instead, it bans potentially life-saving treatment to transgender adolescents given in accordance with widely accepted medical protocols for treatment of adolescent gender dysphoria.<sup>2</sup> The consensus recommendation of medical organizations is that the only effective treatment for individuals at risk of or suffering from gender dysphoria is to provide gender-affirming care.<sup>3</sup> According to the Medical Organizations, the goal of gender-affirming care is to provide patients who struggle with their gender identity the time and support they need to resolve that struggle and to mitigate the distress

---

<sup>2</sup> Wylie C. Hembree et al., *Endocrine Treatment of Gender-Dysphoric/Gender-Incongruent Persons: An Endocrine Soc’y Clinical Practice Guideline*, 1029110 J. Clinical Endocrinology & Metabolism, Vol. 103, Issue 11, pgs. 3869-3903 (Nov. 2017) [hereinafter “Endocrine Soc’y Clinical Guidelines”]; Eli Coleman et al., *The World Professional Association for Transgender Health. Standards of Care for the Health of Transsexual, Transgender, and Gender Nonconforming People* 13, 19 (7th ed. 2012), [https://www.wpath.org/media/cms/Documents/SOC%20v7/SOC%20V7\\_English2012.pdf?t=1613669341](https://www.wpath.org/media/cms/Documents/SOC%20v7/SOC%20V7_English2012.pdf?t=1613669341) [hereinafter “WPATH Standards of Care”].

<sup>3</sup> See Brief for American Medical Association, American Pediatric Society, American Academy of Pediatrics, American Academy of Child and Adolescent Psychiatry, American Psychiatric Association, American Association of Physicians for Human Rights Inc, American College of Osteopathic Pediatricians, Arkansas Chapter of the American Academy of Pediatrics, Arkansas Council on Child and Adolescent Psychiatry, Arkansas Psychiatric Society, Association of Medical School Pediatric Department Chairs, Endocrine Society, National Association of Pediatric Nurse Practitioners, Pediatric Endocrine Society, Society for Adolescent Health and Medicine, Society for Pediatric Research, Society of Pediatric Nurses, and World Professional Association for Transgender Health (the “Medical Organizations”) as Amici Curiae Supporting Plaintiffs at [ECF No. 30, p.16](#).

that can be associated with that condition.<sup>4</sup> Gender-affirming care seeks to minimize the incongruence between a transgender person's gender identity and their sex assigned at birth, thereby minimizing or eliminating gender dysphoria. *Id.* In addition, Plaintiffs argue that the State's contention that gender transition treatments cause irreversible and dangerous consequences is belied by the fact that the same medical treatments banned for transgender adolescents for "gender transition" by Act 626 are permitted for non-transgender adolescents for any other purpose, including to bring their bodies into alignment with their gender.

At this point in the proceedings, the Court finds that Act 626 is not substantially related to protecting children in Arkansas from experimental treatment or regulating the ethics of Arkansas doctors and Defendant's purported health concerns regarding the risks of gender transition procedures are pretextual. The State's reliance on the U.K. High Court's ruling is not credible. If the State's health concerns were genuine, the State would prohibit these procedures for all patients under 18 regardless of gender identity. The State's goal in passing Act 626 was not to ban a treatment. It was to ban an outcome that the State deems undesirable. In other words, Defendants' rationale that the Act protects children from experimental treatment and the long-term, irreversible effects of the treatment, is counterintuitive to the fact that it allows the same treatment for cisgender minors as long as the desired results conform with the stereotype of their biological sex.

The Court finds the Act's ban of services and referrals by healthcare providers is not substantially related to the regulation of the ethics of the medical profession in Arkansas. Gender-affirming treatment is supported by medical evidence that has been subject to rigorous study. Every major expert medical association<sup>5</sup> recognizes that gender-affirming care for

---

<sup>4</sup> See Brief for Medical Organizations as Amici Curiae, *supra* note 3, [ECF No. 30 at 16-17](#).

<sup>5</sup> See Brief for Medical Organizations as Amici Curiae, *supra* note 3, [ECF No. 30 at 16](#).

transgender minors may be medically appropriate and necessary to improve the physical and mental health of transgender people. Act 626 prohibits most of these treatments. Further, the State's goal of ensuring the ethics of Arkansas healthcare providers is not attained by interfering with the patient-physician relationship, unnecessarily regulating the evidence-based practice of medicine and subjecting physicians who deliver safe, legal, and medically necessary care to civil liability and loss of licensing.<sup>6</sup> If the Act is not enjoined, healthcare providers in this State will not be able to consider the recognized standard of care for adolescent gender dysphoria. Instead of ensuring that healthcare providers in the State of Arkansas abide by ethical standards, the State has ensured that its healthcare providers do not have the ability to abide by their ethical standards which may include medically necessary transition-related care for improving the physical and mental health of their transgender patients. The Court finds that Act 626 cannot withstand heightened scrutiny and based on the record would not even withstand rational basis scrutiny if it were the appropriate standard of review. Plaintiffs are, therefore, likely to succeed on the merits of their Equal Protection claim.

Next, the Court finds that Plaintiffs will suffer irreparable harm if Act 626 is not enjoined. The Act will cause irreparable physical and psychological harms to the Patient Plaintiffs by terminating their access to necessary medical treatment. Plaintiffs who have begun puberty blocking hormones will be forced to stop the treatments which will cause them to undergo endogenous puberty. Plaintiffs who will soon enter puberty will lose access to puberty blockers. In each case, Patient Plaintiffs will have to live with physical characteristics that do not

---

<sup>6</sup> See Statement, American Academy of Family Physicians, American Academy of Pediatrics, American College of Obstetricians and Gynecologists, American College of Physicians, American Osteopathic Association, and American Psychiatric Association, *Frontline Physicians Call on Politicians to End Political Interference in the Delivery of Evidence Based Medicine*, (May 15, 2019), <https://www.acog.org/news/news-releases/2019/05/frontline-physicians-call-on-politicians-to-end-political-interference-in-the-delivery-of-evidence-based-medicine>.

conform to their gender identity, putting them at high risk of gender dysphoria and lifelong physical and emotional pain. Parent Plaintiffs face the irreparable harm of having to watch their children experience physical and emotional pain or of uprooting their families to move to another state where their children can receive medically necessary treatment. Physician Plaintiffs face the irreparable harm of choosing between breaking the law and providing appropriate guidance and interventions for their transgender patients.

The Court finds that the State’s interest in enforcing Act 626 during the pendency of this litigation pales in comparison to the certain and severe harm faced by Plaintiffs. The “State has no interest in enforcing laws that are unconstitutional. . .” *Little Rock Fam. Plan. Servs. v. Rutledge*, [397 F. Supp. 3d 1213, 1322](#) (E.D. Ark. 2019), *aff’d in part, appeal dismissed in part and remanded*, [984 F.3d 682](#) (8th Cir. 2021). Because Plaintiffs have demonstrated at least at this preliminary stage that they are likely to prevail on the issue of Act 626’s unconstitutionality, an injunction preventing the State from enforcing the Act does not irreparably harm the State.

#### B. Due Process

The Due Process Clause of the Fourteenth Amendment forbids states to “deprive any person of life, liberty, or property, without due process of law....” [U.S. Const. amend. XIV, § 1](#). The Clause also includes a substantive component that “provides heightened protection against government interference with certain fundamental rights and liberty interests.” *Washington v. Glucksberg*, [521 U.S. 702, 719-20](#) (1997). “The liberty interest at issue in this case—the interest of parents in the care, custody, and control of their children—is perhaps the oldest of the fundamental liberty interests recognized by this Court.” *Troxel v. Granville*, [530 U.S. 57, 65](#) (2000); *see also Kanuszewski v. Mich. Dep’t of Health and Human Serv’s*, [927 F.3d 396, 419](#) (6th Cir. 2019) (“[P]arents’ substantive due process right to make decisions concerning the care,

custody, and control of their children includes the right to direct their children’s medical care.”). Parents are presumed to be acting in the best interest of their children. *Parham v. J.R.*, 442 U.S. 584, 602 (1979).

The Court finds that the Parent Plaintiffs have a fundamental right to seek medical care for their children and, in conjunction with their adolescent child’s consent and their doctor’s recommendation, make a judgment that medical care is necessary. So long as a parent adequately cares for his or her children, “there will normally be no reason for the State to inject itself into the private realm of the family to further question the ability of that parent to make the best decisions concerning the rearing of that parent's children.” *Troxel*, 530 U.S. at 68-69.

Strict scrutiny is the appropriate standard of review for infringement of a fundamental parental right. *Glucksberg*, 521 U.S. at 719-20. In applying strict scrutiny, the Court finds that Defendants have not met their burden of showing that Arkansas has a compelling state interest in infringing upon parents’ fundamental right to seek medical care for their children, or that Act 626 is narrowly tailored to serve that interest. As stated, the State has not shown that Act 626 serves the stated goal of protecting Arkansas’s children. The goal in this context is pretextual because Act 626 allows the same treatments for cisgender minors that are banned for transgender minors as long as the desired results conform with the stereotype of the minor’s biological sex. Based on these findings, the State could not withstand either heightened scrutiny or rational basis review.

The Court finds that Plaintiffs have shown irreparable harm. The State suffers little harm from maintaining the status quo through the litigation of this case. The risk of irreparable harm to the Plaintiffs tips the balance of equities in favor of a preliminary injunction of Act 626.

### C. First Amendment

Plaintiffs claim that Act 626 prevents healthcare professionals from speaking, and their patients and parents from hearing, about medically accepted treatments for gender dysphoria in violation of their First Amendment rights. Defendants argue that Act 626 is not a regulation of speech but rather a regulation of professional conduct. Further, they argue that the Act does not restrict any right to receive information.

The Court finds that Act 626’s ban on referrals by healthcare providers is a regulation of speech. The Supreme Court has held that “the creation and dissemination of information are speech within the meaning of the First Amendment.” *Sorrell v. IMS Health Inc.*, 564 U.S. 552, 570 (2011) (citing *Bartnicki v. Vopper*, 532 U.S. 514, 527 (2001) (“[I]f the acts of ‘disclosing’ and ‘publishing’ information do not constitute speech, it is hard to imagine what does fall within that category, as distinct from the category of expressive conduct”). “[A] State may not, under the guise of prohibiting professional misconduct, ignore constitutional rights.” *Nat’l Ass’n for Advancement of Colored People v. Button*, 371 U.S. 415, 439 (1963); see also *Nat’l Inst. of Fam. & Life Advocs. v. Becerra*, 138 S. Ct. 2361, 2371–72 (2018) (“[T]his Court has not recognized ‘professional speech’ as a separate category of speech. Speech is not unprotected merely because it is uttered by ‘professionals.’”).

The Court further finds that Act 626 is a content and viewpoint-based regulation because it restricts healthcare professionals only from making referrals for “gender transition procedures,” not for other purposes. As such, it is “presumptively unconstitutional” and is subject to strict scrutiny. *Reed v. Town of Gilbert*, 576 U.S. 155, 163 (2015). To meet the strict scrutiny standard, Defendants assert that Arkansas has a compelling interest in protecting children from experimental gender-transition procedures and safeguarding medical ethics.

However, the Supreme Court has held that the government does not have a legitimate interest in protecting against the “fear that people [will] make bad decisions if given truthful information.” *Thompson v. W. States Med. Ctr.*, [535 U.S. 357, 374](#) (2002); *see also Brown v. Entm’t. Merch. Ass’n*, [564 U.S. 786, 794](#) (2011) (while states can protect children from harm, that “does not include a free-floating power to restrict the ideas to which children may be exposed”). In this case, the State believes that a transgender adolescent who, along with their parents and health care providers, decides to receive gender transition treatment is making a bad decision. The State believes it can keep these individuals from getting this treatment if healthcare providers are not allowed to refer their patients to providers in other states who can prescribe the treatment. Because the Court finds that Act 626 cannot survive strict scrutiny or even rational scrutiny, Plaintiffs are likely to succeed on the merits of their First Amendment claim.

The Court also finds that Plaintiffs will suffer irreparable harm if Act 626 is not enjoined. “It is well-established that “[t]he loss of First Amendment freedoms, for even minimal periods of time, unquestionably constitutes irreparable injury.” *Powell v. Noble*, [798 F.3d 690, 702](#) (8th Cir. 2015) (*Elrod v. Burns*, [427 U.S. 347, 373](#) (1976)). The balance of equities so favors the Plaintiffs that justice requires the Court to preserve the status quo until the merits of the case are determined.

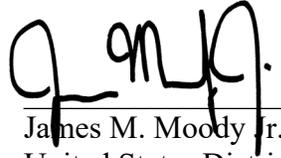
### III. Rule 12(b)(6) Motion to Dismiss

As for the Defendants motion to dismiss for failure to state a claim, it is inherent in the Court’s decision to grant the preliminary injunction that the Plaintiffs have stated claims for violations of their Equal Protection, Due Process, and First Amendment rights.

IV. Conclusion

Defendants and successors in office are enjoined from enforcing any provision of House Bill 1570, Act 626 of the 93rd General Assembly of Arkansas, to be codified at Ark. Code Ann. §§ 20-9-1501 to 20-9-1504 and 23-79-164 during the pendency of the litigation of this case.

IT IS SO ORDERED this 2nd day of August, 2021.



James M. Moody Jr.  
United States District Judge

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
CENTRAL DIVISION**

**DYLAN BRANDT, et al.,**

**PLAINTIFFS,**

**v.**

**No. 4:21-CV-00450-JM**

**LESLIE RUTLEDGE, et al.,**

**DEFENDANTS.**

**DEFENDANTS' NOTICE OF APPEAL**

Defendants hereby appeal to the United States Court of Appeals for the Eighth Circuit from the orders entered in this action that granted Plaintiffs' motion for a preliminary injunction and denied Defendants' motion to dismiss. (*See* Suppl. Order, [Dkt. No. 64](#) (Aug. 2, 2021); Order, [Dkt. No 59](#) (July 21, 2021).) The Eighth Circuit has jurisdiction because Defendants challenge orders "granting, continuing, modifying, refusing, or dissolving" a preliminary injunction. 28 U.S.C. 1292(a)(1); *see, e.g., Barrett v. Claycomb*, [705 F.3d 315, 318](#) (8th Cir. 2013).

This Court concluded that "it is inherent in the Court's decision to grant the preliminary injunction that the Plaintiffs have stated claims for violations of their Equal Protection, Due Process, and First Amendment rights." ([Dkt. No. 64 at 12.](#)) Therefore, the "denial of [Defendants'] motion to dismiss . . . is 'inextricably intertwined' with the resolution of the court's ruling on the preliminary injunction." *Angelotti Chiropractic, Inc. v. Baker*, [791 F.3d 1075, 1087](#) (9th Cir. 2015). As result, the Eighth Circuit additionally has "pendent appellate jurisdiction over the district court's denial of the motion to dismiss." *Id.* at 1088; *see Newton Cnty. Wildlife Ass'n v. U.S. Forest Serv.*, [113 F.3d 110, 116](#) (8th Cir. 1997) (exercising interlocutory appellate jurisdiction over order dismissing claim because it was "inextricably intertwined with" district court's "reasons for denying injunctive relief"); *see also, e.g., Lewis v. City of St. Louis*, [932 F.3d 646](#),

650 (8th Cir. 2019) (“Though ordinarily premature, we may take up [a defendant’s] interlocutory appeal of the district court’s denial of her motion to dismiss this claim now because it is inextricably intertwined with the properly appealed matter of qualified immunity.”); *Energy, Ark., Inc. v. Nebraska*, 241 F.3d 979, 988 (8th Cir. 2001) (exercising interlocutory appellate jurisdiction over order denying motion to dismiss for failure to state a claim, because “[w]hether [the plaintiff] ha[d] stated a claim” was “intertwined with Nebraska’s Eleventh Amendment argument,” over which the Court had indisputable interlocutory appellate jurisdiction).

Dated: August 20, 2021

Respectfully submitted,

LESLIE RUTLEDGE  
Arkansas Attorney General

NICHOLAS J. BRONNI (2016097)

Arkansas Solicitor General

VINCENT M. WAGNER (2019071)

Deputy Solicitor General

MICHAEL A. CANTRELL (2012287)

Assistant Solicitor General

KA TINA R. GUEST (2003100)

Assistant Attorney General

OFFICE OF THE ARKANSAS

ATTORNEY GENERAL

323 Center Street, Suite 200

Little Rock, Arkansas 72201

(501) 682-8090

vincent.wagner@arkansasag.gov

*Counsel for Defendants*

U. S. COURT OF APPEALS - EIGHTH CIRCUIT  
NOA SUPPLEMENT

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS

Please note any additions or deletions to the style of the case from the style listed on the docket sheet (or attach an amended docket sheet with the final style of case)

Date 8/20/2021

**Caption:** Brandt et al v. Rutledge et al

**Case No.:** 4:21-cv-00450-JM

**Appellant:** Leslie Rutledge, Amy E Embry, Sylvia D Simon, et al.\*

**Appellant's Attorney(s):** Michael Cantrell, Nicholas J. Bronni, Ka Tina Rena Guest, et al.\*

**Appellees:** Dylan Brandt, Joanna Brandt, Sabrina Jennen, et al.\*

**Appellee's Attorney(s):** Alexander S. Holland, Breean Walas, Chase Strangio, et al.\*

**Court Reporter(s):** Karen Dellinger

**Name of Person who prepared appeal:** C. Newton

Length of Trial (# of days)	Fee Paid? Y/N:	IFP Granted? Y/N	Pending IFP Motion Pending? Y/N
<u>N/A</u>	<u>N</u>	<u>N</u>	<u>N</u>

Counsel Retained/Appointed/Pro Se	Pending Motions? Y/N
<u>Retained</u>	<u>N</u>

**CRIMINAL CASES ONLY:**

**Is defendant incarcerated?** \_\_\_\_\_

**Where?** \_\_\_\_\_  
**Address of Defendant:** \_\_\_\_\_

**Please list all other defendants in this case if there were multiple defendants:**  
\_\_\_\_\_

**Special Comments:** \*Please see docket sheet for complete list of parties and counsel.