

1 Patrick Gunn (admitted *Pro Hac Vice*)  
COOLEY LLP  
2 101 California Street, 5th Floor  
San Francisco, California 94111-5800  
3 Telephone: (415) 693-2070  
Facsimile: (415) 693-2222  
4 Email: pgunn@cooley.com

5 Mary O’Grady (011434)  
Colin Proksel (034133)  
6 Payslie Bowman (035418)  
OSBORN MALEDON, P.A.  
7 2929 North Central Avenue, 21st Floor  
Phoenix, Arizona 85012-2793  
8 Telephone: (602) 640-9000  
Facsimile: (602) 640-9050  
9 Email: mogrady@omlaw.com  
Email: cproksel@omlaw.com  
10 Email: pbowman@omlaw.com

11 *Attorneys for Plaintiffs*

12 *Additional counsel listed on following page*

13 **UNITED STATES DISTRICT COURT**  
14 **FOR THE DISTRICT OF ARIZONA**

15 D.T., a minor, by and through his parent  
16 and next friend Lizette Trujillo; Jane Doe, a  
17 minor, by and through her parent and next  
18 friend Susan Doe; and Helen Roe, a minor,  
by and through her parent and next friend  
Megan Roe,

19 Plaintiffs,

20 v.

21 Dr. Cara M. Christ, in her official capacity  
as State Registrar of Vital Records and  
22 Director of the State of Arizona’s  
Department of Health Services; Thomas  
23 Salow, in his official capacity as Branch  
Chief of the State of Arizona’s Division of  
24 Public Health Licensing Services at the  
Department of Health Services; and Krystal  
25 Colburn, in her official capacity as Bureau  
Chief and Assistant State Registrar of the  
26 State of Arizona’s Bureau of Vital Records,

27 Defendants.  
28

Case No. 4:20-cv-484-JAS

**PLAINTIFFS’ SECOND NOTICE  
REGARDING JANE DOE’S SCHOOL  
START DATE AND STATUS OF  
DISCUSSIONS PURSUANT TO THE  
COURT’S NOVEMBER 17, 2020 ORDER**

1 Barrett J. Anderson (admitted *Pro Hac Vice*)  
COOLEY LLP  
2 4401 Eastgate Mall  
San Diego, California 92121-1909  
3 Telephone: (858) 550-6000  
Facsimile: (858) 550-6420  
4 Email: banderson@cooley.com

5 Asaf Orr (admitted *Pro Hac Vice*)  
NATIONAL CENTER FOR LESBIAN RIGHTS  
6 870 Market Street, Suite 370  
San Francisco, California 94102  
7 Telephone: (415) 392-6257  
Facsimile: (415) 392-8442  
8 Email: aorr@nclrights.org

9 *Attorneys for Plaintiffs*

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1 Plaintiffs D.T., Jane Doe, and Helen Roe, by and through their respective counsel  
2 of record, hereby state as follows:

3 1. The new school where Jane Doe intends to enroll announced that it will shift  
4 its classes to distance learning starting on Monday, November 23, 2020, because of the  
5 increasing severity of the COVID-19 pandemic. The new school also announced that it  
6 intends to determine in mid-December 2020 whether it will still require its students to  
7 return to in-person schooling on January 4, 2021, as it originally planned.

8 2. Jane Doe’s current school has not announced any change in its plans and  
9 thus its requirement that all students must return to in-person learning when classes begin  
10 in the new year remains in effect.

11 3. Jane Doe’s need to correct the sex listed on her birth certificate remains  
12 urgent. Should Jane be forced to remain enrolled at her current school, as of January 2021  
13 she will again be exposed to the “discrimination and harassment” that all parties agree are  
14 “detrimental to [her] mental and physical health.” (Doc. 28 at 3.) To avoid those harms,  
15 Jane must enroll at the new school. And while she may begin at her new school in a  
16 distance-learning format, Jane nevertheless needs to enroll in with a birth certificate that  
17 correctly reflects her gender identity so that her transgender status is not “improperly  
18 reveal[ed] . . . to school officials and classmates.” (*Id.*) Otherwise, any chance for Jane to  
19 get a fresh start at her new school will be over before it began.

20 4. Plaintiffs’ counsel and Susan Doe will continue to monitor the status of  
21 Jane’s schools and will promptly file a notice to inform the Court of any further changes.

22 5. Pursuant to the Court’s Order of November 17, 2020, (Doc. 28), the parties  
23 conferred by telephone on November 19 to discuss the issues raised by the Court. The  
24 parties did not reach agreement on those issues during that call, but continue to discuss  
25 those issues and will file a joint report on November 24 as directed by the Court. Given  
26 the status of those discussions, however, the Parties do not believe a stay is appropriate at  
27 this time. Plaintiffs will file their reply brief in support of Jane Doe’s Motion for  
28

1 Preliminary Injunction on November 22, 2020, as set by this Court's scheduling order  
2 (Doc. 13).

3 Respectfully submitted this 20th day of November, 2020.

4 OSBORN MALEDON, P.A.

5  
6 s/Colin M. Proksel  
7 Mary O'Grady (011434)  
8 Colin Proksel (034133)  
9 Payslie Bowman (035418)  
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*Attorneys for Plaintiffs*