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8 **UNITED STATES DISTRICT COURT**
9 **FOR THE DISTRICT OF ARIZONA**
TUCSON DIVISION

10 Jane Doe, by her next friend and parents
Helen Doe and James Doe, and Megan
11 Roe, by her next friend and parents, Kate
Roe and Robert Roe,

12 Plaintiffs,

13 v.

14 Thomas C. Horne in his official capacity
as State Superintendent of Public
15 Instruction; Laura Toenjes, in her official
capacity as Superintendent of the Kyrene
16 School District; Kyrene School District;
The Gregory School; and Arizona
17 Interscholastic Association Inc.,
18

19 Defendants.

Case No. _____

**DECLARATION OF HELEN DOE IN
SUPPORT OF JANE DOE'S MOTION FOR
A PRELIMINARY INJUNCTION AND HER
AND JANE AND JAMES DOE'S MOTION
TO PROCEED UNDER A PSEUDONYM**

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12 **Pro hac vice application forthcoming*

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1 I, Helen Doe, declare as follows:

2 1. I make this declaration of my own personal knowledge, and, if called as
3 witness, could and would testify competently to the matters stated here.

4 2. I am the mother of Jane Doe, one of the plaintiffs in this case. My husband,
5 James Doe, is Jane's father.

6 3. Jane has always known she is a girl. Ever since she could talk, Jane would
7 say "I'm a girl, I'm a girl." When she was about two years old, she told us she was a girl.
8 At five years old, she told her doctor she was a girl at the pediatrician's office,
9 completely spontaneously.

10 4. James and I let Jane wear dresses at home and express herself how she
11 wanted.

12 5. As parents, we were nervous and scared for Jane as she started school. Jane
13 came out as transgender in kindergarten, wearing a dress to school one day. When she
14 came home, she told us people made fun of her for wearing the dress and decided she
15 would not wear it anymore. I was disheartened to hear that people teased my daughter.
16 But, a week later, she decided to wear the dress again and told us "this is who I am." She
17 has attended school as a girl since that time.

18 6. In second grade, Jane began using the girls' bathroom. At first, a teacher
19 did not let her use the girls' bathroom and even sent Jane to the principal's office. I spoke
20 to the principal about the issue and Jane has been using the girls' bathroom ever since.

21 7. Jane was diagnosed with gender dysphoria when she was seven years old.

22 8. In third grade, Jane went to a new public school district. We informed the
23 principal at the new school that Jane is transgender and is attending school as a girl, but
24 the principal did not accept that about Jane. We tried to educate the principal throughout
25 the year, as Jane wanted to share her gender identity with her class. Jane's teacher,
26 however, was supportive and wanted to help Jane explain her identity to her school
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1 mates. The principal got nervous and threatened to send a letter to the class saying that
2 the school did not condone it, but thankfully, did not end up sending the letter. Jane was
3 able to explain to her class that she is transgender.

4 9. Despite the above incident, Jane’s teachers, coaches, and friends have been
5 really supportive of Jane. There is some curiosity, but people in her close circle have
6 been very respectful and loving. Jane has shared she is transgender with her soccer team,
7 and they have been very supportive.

8 10. Jane lives as a girl in all aspects of her life.

9 11. As part of her medical treatment, Jane sees her doctor in Phoenix every
10 year. Jane is 11 years old and has not yet undergone puberty. These annual check-ins are
11 in part to monitor whether Jane is entering puberty, at which point Jane and our family
12 will decide whether Jane will start taking puberty blockers. Jane currently plans to take
13 puberty blockers when her doctor says it is the right time.

14 12. Sports are a vitally important part of Jane’s life and our family. We love
15 sharing sports with Jane. Jane has a passion for soccer and has played on the girls’ club
16 and recreational sports team for nearly five years. It has been wonderful watching her
17 find a passion for soccer and we are so excited to see her participate on her school teams,
18 for soccer and other sports.

19 13. As athletes ourselves, James and I understand the benefits of playing sports
20 from a young age. Aside from the physical and emotional benefits, soccer has also helped
21 Jane make new friends and connect with other girls. Jane wants to be able to compete
22 with her friends on the soccer team when she enters middle school. Jane also would like
23 to participate on the cross-country and basketball teams.

24 14. The Arizona law prohibiting transgender girls from playing sports will bar
25 Jane from playing on the girls’ soccer and basketball teams and competing against other
26 girls on the cross-country team. The cross-country team starts in mid-July of this year.

1 15. Playing and/or competing on a boys' team is not an option for Jane. It
2 would be harmful to Jane and directly conflict with her medical treatment for gender
3 dysphoria. The last thing she wants to do is to stand out and playing on a boys' team
4 would send the message to other people that she's not really a girl.

5 16. Jane will be very upset if she is not allowed to play sports on a girls' team.
6 Jane knows this would be because she is transgender, and I worry about how that will
7 affect her self-esteem and her confidence. She also will not receive all the positive
8 benefits that school sports provide. This includes the obvious physical benefits, but also
9 social and emotional benefits of playing with other kids, learning how to win and lose,
10 and having coaches and other adults who support the team.

11 17. Jane wants to proceed under a pseudonym so that she can maintain her
12 privacy during this lawsuit. Jane wants agency over who knows personal information
13 about her life, especially when it comes to members of the public. While many of her
14 friends and teachers are supportive of Jane, she does not know how other people will treat
15 her if they know she is involved in the lawsuit.

16 18. I also ask to proceed under a pseudonym, along with my husband James
17 Doe, because using our full names would identify Jane as well. We share an uncommon
18 last name that could easily be linked to Jane. Further, using our real names could expose
19 Jane and our family to harassment from being a part of this case. For those reasons, we
20 request that the Court allow us to use pseudonyms in this case.

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