

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

Form 7. Mediation Questionnaire

Instructions for this form: <https://www.ca9.uscourts.gov/forms/form07instructions.pdf>

9th Cir. Case Number(s) 23-16030 and 23-16026

Case Name Helen Doe, et al. v. Thomas Horne, et al.

Counsel submitting this form Dennis Wilenchik

Represented party/parties Thomas Horne in his official capacity as
Superintendent of Public Instruction

Briefly describe the dispute that gave rise to this lawsuit.

Arizona passed the Save Women's Sports Act, A.R.S. sec. 15-120-02. The Save Women's Sports Act applies to all public schools or private schools whose students or teams compete against a public school. In relevant part the Save Women's Sports Act provides that public schools (and private schools whose teams compete against public schools) shall designate each team or sport as a "males", "mens", or "boys" team or sport or as a "females", "women", or "girls" team or sport, or as a "coed" or "mixed" team or sport. Teams or sports designated for "females", "women", or "girls" may not be open to students of the male sex.

Plaintiffs are biological males seeking to compete on female sports teams at a public and a private school in Arizona.

Briefly describe the result below and the main issues on appeal.

Plaintiffs sought a preliminary injunction precluding Arizona from enforcing the Save Women's Sports Act against them. Plaintiffs asserted the Equal Protection Clause of the U.S. Constitution and Title IX of the United States Code as the bases for the preliminary injunction.

The District Court granted the preliminary injunction. Defendant Horne appeals that decision.

Describe any proceedings remaining below or any related proceedings in other tribunals.

The District Court has ordered the parties to meet and confer regarding a schedule for the remaining proceedings. Presumably Plaintiffs will continue to pursue a permanent injunction.

Signature

Date

(use "s/[typed name]" to sign electronically-filed documents)