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Attorneys for Defendant Raúl Labrador

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

PAM POE, by and through her parents and
next friends, Penny and Peter Poe, et al.

Plaintiffs,

v.

RAÚL LABRADOR, in his official capacity as
Attorney General of the State of Idaho, et al.

Defendants.

Case No. 1:23-cv-00269-BLW

MOTION TO EXPEDITE

Defendant Attorney General Raúl Labrador moves to expedite consideration of his Emergency Motion to Stay Preliminary Injunction Pending Appeal.

The Attorney General requests that the Court issue a decision within two weeks of the filing of this motion. Expedited treatment is warranted because the statute which the Court has enjoined the Attorney General and Prosecutor Bennetts from enforcing was scheduled to go into effect on January 1, 2024. Every day that passes in which the State is prohibited from enforcing the statute represents irreparable injury upon the State. *Maryland v. King*, 567 U.S. 1301, 1303 (2012) (alterations in original) (quoting *New Motor Vehicle Bd. of Cal. v. Orrin W. Fox Co.*, 434 U.S. 1345, 1351 (1977) (Rehnquist, J., in chambers)). Further, prohibiting the enforcement of the statute prevents the State from protecting vulnerable children from irreversible, harmful procedures. Finally, expedited treatment of this motion will facilitate consideration of the important issues in this case by the Ninth Circuit Court of Appeals pursuant to the Attorney General's appeal of the Court's decision. *See* FRAP 8(a).

Dated: January 3, 2024

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

By: /s/ James E. M. Craig
JAMES E. M. CRAIG
Chief, Civil Litigation and
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Attorney for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 3, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which caused the same to be served by electronic service upon all counsel of record.

/s/ James E. M. Craig

JAMES E. M. CRAIG
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