

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JAN 4 2024

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

HELEN DOE, parent and next friend of Jane Doe; et al.,

Plaintiffs-Appellees,

v.

THOMAS C. HORNE, in his official capacity as State Superintendent of Public Instruction; et al.,

Defendants,

and

WARREN PETERSEN, Senator, President of the Arizona State Senate; BEN TOMA, Representative, Speaker of the Arizona House of Representatives,

Intervenor-Defendants-Appellants.

No. 23-16026

D.C. No. 4:23-cv-00185-JGZ
District of Arizona,
Tucson

ORDER

HELEN DOE, parent and next friend of Jane Doe; et al.,

Plaintiffs-Appellees,

v.

THOMAS C. HORNE, in his official capacity as State Superintendent of Public Instruction,

No. 23-16030

D.C. No. 4:23-cv-00185-JGZ

Defendant-Appellant,

and

LAURA TOENJES, in her official capacity
as Superintendent of the Kyrene School
District; et al.,

Defendants,

WARREN PETERSEN, Senator, President
of the Arizona State Senate; BEN TOMA,
Representative, Speaker of the Arizona
House of Representatives,

Intervenor-Defendants.

Intervenors-Defendants-Appellants' Petition for Initial En Banc

Consideration and for En Banc Consideration of Motion to Stay Pending Appeal,

Docket No. 17, is **DENIED**.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT