

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

BRIANNA BOE *et al.*, )  
)  
*Plaintiffs,* )  
)  
and )  
)  
UNITED STATES OF AMERICA, )  
)  
*Plaintiff-Intervenor,* )  
)  
v. ) No. 2:22-cv-00184-LCB-CWB  
) Hon. Liles C. Burke  
STEVE MARSHALL, in his official )  
capacity as Attorney General of the )  
State of Alabama, *et al.*, )  
)  
*Defendants.* )

**DEFENDANTS’ MOTION FOR LEAVE TO FILE UNDER SEAL  
UNREDACTED MOTION FOR SUMMARY JUDGMENT AND  
BRIEF AND EVIDENTIARY SUBMISSIONS IN SUPPORT**

Defendants respectfully request that the Court grant them provisional leave to file under seal their motion for summary judgment, brief in support, and evidentiary exhibits, and to file on the public docket redacted versions of the same. As further described below, these filings will contain or discuss documents that were designated as “confidential” pursuant to the Court’s protective order and thus “shall be filed, if at all, under seal.” Doc. 137 at 3. With that said, Defendants do not think that all these documents should remain under seal and will thus be moving to unseal

a subset of them. Defendants also plan to work with counsel for Plaintiffs and the United States to redact portions of documents that should remain sealed, such as documents discussing the Private Plaintiffs' medical records, but which also contain information that Defendants believe can properly be made public.

Defendants request leave to file the following documents under seal with the Court at this time:

<b>Document</b>	<b>Reason for Provisional Sealing</b>
Defendants' Motion for Summary Judgment and Brief in Support	Discusses documents designated as "confidential" by WPATH and HHS; discusses Private Plaintiffs' medical records and medical care
DX4: Appendix A to Supplemental Report of James Cantor, Ph.D.	Discusses documents designated by WPATH as "confidential"
DX6: Supplemental Report of Paul W. Hruz, M.D., Ph.D.	Discusses Private Plaintiffs' medical records and care
DX8: Supplemental Report of Michael K. Laidlaw, M.D.	Discusses Private Plaintiffs' medical records and care
DX9: Second Supplemental Report of Michael K. Laidlaw, M.D.	Discusses documents designated by WPATH and HHS as "confidential"
DX12: Supplemental Report of Geeta Nangia, M.D.	Discusses Private Plaintiffs' medical records and care
DX13: Second Supplemental Report of Geeta Nangia, M.D.	Discusses Private Plaintiffs' medical records and care
DX16: Supplemental Report of Kristopher Kaliebe, M.D.	Discusses documents designated by WPATH and HHS as "confidential"
DX18: Marci L. Bowers, M.D., Deposition Transcript	Discusses documents designated by WPATH as "confidential"
DX19: Marci L. Bowers, M.D., Deposition Exhibits 1-24	Contains documents designated by WPATH as "confidential"

DX20: Marci L. Bowers, M.D., Deposition Exhibits 25-30	Contains documents designated by WPATH as “confidential”
DX21: Eli Coleman, Ph.D., Deposition Transcript	Discusses documents designated by WPATH as “confidential”
DX22: Eli Coleman, Ph.D., Deposition Exhibits. 1-19	Contains documents designated by WPATH as “confidential”
DX23: Eli Coleman, Ph.D., Deposition Exhibits 20-29	Contains documents designated by WPATH as “confidential”
DX24: Dan Karasic, M.D., Deposition Transcript	Discusses documents designated by WPATH as “confidential”
DX25: Dan Karasic, M.D., Deposition Exhibits 1-9, 13-23	Contains documents designated by WPATH as “confidential”
DX26: Hussein Abdul-Latif, M.D., Deposition Transcript	Discusses Private Plaintiffs’ medical records and care
DX27: Hussein Abdul-Latif, M.D., Deposition Exhibits 1-5	Exhibits to transcript designated as “confidential” because it discusses Private Plaintiffs’ medical records and care
DX28: Hussein Abdul-Latif, M.D., Deposition Exhibits 6-9	Exhibits to transcript designated as “confidential” because it discusses Private Plaintiffs’ medical records and care
DX29: Hussein Abdul-Latif, M.D., Deposition Exhibit 10	Contains Private Plaintiffs’ medical records
DX30: Hussein Abdul-Latif, M.D., Deposition Exhibits 11-15	Contains Private Plaintiffs’ medical records
DX31: Hussein Abdul-Latif, M.D., Deposition Exhibits 16-19	Contains Private Plaintiffs’ medical records
DX32: Hussein Abdul-Latif, M.D., Deposition Exhibits 20-21	Contains Private Plaintiffs’ medical records
DX37: Heather Austin, Ph.D., Deposition Transcript	Discusses Private Plaintiffs’ medical records and care
DX38: Heather Austin, Ph.D., Deposition Exhibits 1-5	Contains Private Plaintiffs’ medical records
DX39: Daniel Shumer, M.D., Deposition Transcript	Discusses documents designated by WPATH as “confidential”

DX74: Kenneth Goodman, Ph.D., Deposition Transcript	Discusses documents designated by WPATH as “confidential”
DX75: Kenneth Goodman, Ph.D., Deposition Exhibits 1-4	Contains documents designated by WPATH as “confidential”
DX76: Kenneth Goodman, Ph.D., Deposition Exhibit 5	Exhibits to deposition transcript designated as “confidential” because it discusses documents designated by WPATH as “confidential”
DX77: Kenneth Goodman, Ph.D., Deposition Exhibits 6-8	Contains documents designated by WPATH as “confidential”
DX78: Kenneth Goodman, Ph.D., Deposition Exhibits 9-15	Contains documents designated by WPATH as “confidential”
DX170: HHS Ex. 2	Documents designated by HHS as “confidential”
DX172: HHS Ex. 4	Documents designated by HHS as “confidential”
DX173: HHS Ex. 5	Documents designated by HHS as “confidential”
DX174: WPATH Ex. 1	Documents designated by WPATH as “confidential”
DX175: WPATH Ex. 2	Documents designated by WPATH as “confidential”
DX176: WPATH Ex. 3	Documents designated by WPATH as “confidential”
DX177: WPATH Ex. 4	Documents designated by WPATH as “confidential”
DX178: WPATH Ex. 5	Documents designated by WPATH as “confidential”
DX179: WPATH Ex. 6	Documents designated by WPATH as “confidential”
DX180: WPATH Ex. 7	Documents designated by WPATH as “confidential”
DX181: WPATH Ex. 8	Documents designated by WPATH as “confidential”
DX182: WPATH Ex. 9	Documents designated by WPATH as “confidential”

DX183: WPATH Ex. 10	Documents designated by WPATH as “confidential”
DX184: WPATH Ex. 11	Documents designated by WPATH as “confidential”
DX185: WPATH Ex. 12	Documents designated by WPATH as “confidential”
DX186: WPATH Ex. 13	Documents designated by WPATH as “confidential”
DX187: WPATH Ex. 14	Documents designated by WPATH as “confidential”
DX188: WPATH Ex. 15	Documents designated by WPATH as “confidential”
DX189: WPATH Ex. 16	Documents designated by WPATH as “confidential”
DX190: WPATH Ex. 17	Documents designated by WPATH as “confidential”

Dated: May 27, 2024

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Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I certify that I electronically filed this document using the Court's CM/ECF system on May 27, 2024, which will serve all counsel of record.

s/ Edmund G. LaCour Jr.  
Edmund G. LaCour Jr.  
*Counsel for Defendants*