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CLERK OF THE
 DISTRICT COURT
 TERRY HALPIN
 2021 JUL 30 P 2:23
 FILED
 BY _____
 DEPUTY

**IN THE THIRTEENTH JUDICIAL DISTRICT COURT
 COUNTY OF YELLOWSTONE**

AMELIA MARQUEZ, an individual;)
and JOHN DOE, an individual;)
)
Plaintiffs,)
)
v.)

STATE OF MONTANA; GREGORY)
GIANFORTE, in his official capacity as)
the Governor of the State of Montana;)
the MONTANA DEPARTMENT OF)
PUBLIC HEALTH AND HUMAN)
SERVICES; and ADAM MEIER, in his)
official capacity as the Director of the)
Montana Department of Public Health)
and Human Services,)
Defendants.)

Case No. DV21-00873

Judge: Michael G. Moses

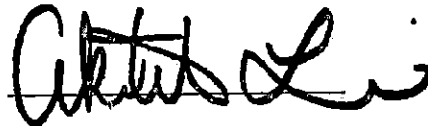
**PLAINTIFF JOHN DOE'S MOTION
 FOR PROTECTIVE ORDER AND
 LEAVE TO PROCEED UNDER
 PSEUDONYM**

Plaintiff John Doe, by and through his undersigned counsel, respectfully requests that the Court grant his Motion for Protective Order and Leave to Proceed Under Pseudonym.

As more fully set forth in the accompanying Memorandum of law and Affidavits, Mr. Doe is a transgender man, who, along with the other plaintiff in this case, Amelia Marquez, has filed a Complaint for Injunctive and Declaratory Relief in this Court requesting the court to enjoin the State from enforcing Senate Bill 280's ("The Act") restrictions on transgender Montanans' ability to change the sex designation on their Montana birth certificates.

Pursuant to Rule 26(c) Mont. R. Civ. P, this Court has discretion to enter a protective order to maintain the Plaintiff's identity. Due to the well documented history of harassment, discrimination, and violence against transgender people in the United States, Mr. Doe reasonably fears that he will be subjected to discrimination, harassment, and violence if his participation in this litigation is publicly disclosed. The risk of harm to Mr. Doe significantly outweighs any prejudice Defendants might face in mounting a defense in this case based on him proceeding anonymously. Accordingly, Plaintiff John Doe should be permitted to proceed under pseudonym.

DATED THIS 30th day of July 2021.



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Robyn Schierholt

From: Krystal Pickens <krystelp@aclumontana.org>
Sent: Friday, July 30, 2021 12:17 PM
To: DC-CaseFiling
Cc: Akilah Lane
Subject: Yellowstone County DV 21-873 Marquez et al. vs. State of Montana et al.
Attachments: SB 280 Motion for Leave to Proceed Under Pseudonym (Final).pdf; SB 280 Proposed Order For Leave to Proceed Under Pseudonym (final).docx; SB 280 Proposed Order For Leave to Proceed Under Pseudonym (final).pdf; SB 280 Pseudonym Memo of Law 07.30.2021.pdf; 2021-07-12 Signed and Notarized Ettner Decl.pdf; SB 280 Doe Affidavit in Support of Pseudonym.pdf

Good morning, Clerk of District Court -

Attached, please find a motion by Plaintiff John Doe for a protective order and leave to proceed under pseudonym. Additionally, I have attached a brief in support, a proposed order (word and pdf formats), and two affidavits. Will you please confirm receipt of the filing? Please feel free to call me at 406.396.8222 if you have any questions.

I greatly appreciate your assistance in this matter. Have a great weekend!

Best,
Krystal

Krystal Pickens | Paralegal
(pronouns: she/her)
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