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CLERK OF THE  
 DISTRICT COURT  
 TERRY HALPIN

2021 AUG -6 P 5: 34

FILED  
 BY \_\_\_\_\_  
 DEPUTY 

*Attorneys for Defendants*

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

DEFENDANTS' RESPONSE TO MOTION  
 FOR PROTECTIVE ORDER AND LEAVE  
 FOR PLAINTIFF TO PROCEED UNDER  
 PSEUDONYM

Plaintiffs did not confer with Defendants to ascertain their position on this Motion prior to filing.

Defendants do not oppose Plaintiff Doe being allowed to proceed under a pseudonym with a protective order to that effect. Defendants do not agree, concede, endorse or otherwise engage argument on the variety of facts, arguments and conclusions raised in the Plaintiffs' Memorandum of Law filed in support thereof and do not stipulate to the language submitted in Plaintiffs' Proposed Order.

DATED this 6<sup>th</sup> day of August, 2021

  
KATHLEEN L. SMITHGALL  
Assistant Solicitor General

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DEFENDANTS' RESPONSE TO MOTION TO  
PROCEED UNDER PSEUDONYM, ETC. - 2

**CERTIFICATE OF SERVICE**

I hereby certify that I served a true and correct copy of the foregoing document by email to the following addresses:

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Date: August 6, 2021

  
ROCHELL STANDISH

## Robyn Schierholt

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**From:** Standish, Rochell <Rochell.Standish@mt.gov>  
**Sent:** Friday, August 6, 2021 2:58 PM  
**To:** DC-CaseFiling  
**Cc:** Dewhirst, David; Smithgall, Katie; Risken, Patrick; Langston, Jeremiah; lanea@aclumontana.org; Alex Rate; Krystal Pickens; John A. Knight; ehalverson@halversonlaw.net; Tom Hecht; tbsolis@nixonpeabody.com; Horvath, Seth  
**Subject:** DV 21-00873 Marquez v State  
**Attachments:** 2021-08-06 Response to Motion for Protective Order and Leave for PI to Proceed Under Pseudonym.pdf

Please find attached Defendants' Response to Motion for Protective Order and Leave for Plaintiff to Proceed Under Pseudonym for filing in the above-referenced matter. Thank you.

Sincerely,

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