

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS
TOPEKA DIVISION**

**State of Kansas; State of Alaska;
State of Utah; State of Wyoming;
K.R.**, a minor, by Shawna Rowland, her
mother; **Moms for Liberty; Young
American’s Foundation; Female
Athletes United,**

Plaintiffs,

v.

**United States Department of
Education; Miguel Cardona**, in his
official capacity as United States
Secretary of Education; **United States
Department of Justice**; and **Merrick
Garland**, in his official capacity as
United States Attorney General,

Defendants.

Case No. 5:24-cv-04041-JWB-ADM

**DECLARATION OF K.R. IN SUPPORT OF PLAINTIFFS’ MOTION FOR
STAY AND PRELIMINARY INJUNCTION**

I, K.R., under penalty of perjury, declare as follows:

1. I am a 13-year-old resident of Stillwater, Oklahoma, in Payne County, and have personal knowledge of the information below.

2. I am a 7th-grade student at Stillwater Middle School, a public school in Oklahoma.

Males Accessing Private Spaces

3. Stillwater Middle School has two grades, sixth and seventh. There are almost a thousand kids in my school. There are five hundred kids in my grade. There are about 30 boys who identify as girls in my grade, at least that I know of. There are approximately 60–70 kids at my school that identify as transgender or nonbinary in my school.

4. One day when I was in sixth grade, I went to the restroom at school, and there was a boy who identifies as a girl in the girls' restroom. I freaked out and yelled at him, asking him why he was in the girls' restroom. It startled me and made me feel very uncomfortable. After this incident, I would just turn around and leave. Then I decided to wait and use the restroom at home.

5. This started when I was 11 years old.

6. My school day starts at 8:20 and ends at 3:20. I have six classes each day, and each class is about 50 minutes long.

7. I take the bus to school, so I usually leave my house around 7:00 a.m. in the morning and come back around 4:00 p.m. in the afternoon.

8. Once I realized that boys were using the girls' restroom, I decided I didn't want to risk the embarrassment of using the restroom with a boy. If I had to use the restroom, I would go and see if a boy was there. If no boy was there, I would go to the restroom as fast as possible and then leave. But many times, there was a boy when I opened the door, and I decided to hold it for the rest of the day.

9. After that happened enough times, I decided I wouldn't use the restroom at school at all. So I would wait nine hours until I got home.

10. I avoided the restroom because using the restroom with a boy makes me really uncomfortable. I do not feel safe, and it makes me feel weird.

11. It does not feel normal. I get scared and creeped out. The girls' restroom is a place for girls. Allowing boys to use the girls' restroom violates my personal space, privacy, and safety. Even if the boys who use the girls' restroom are boys who identify as girls, I still do not feel safe. It does not matter how they identify. They are still boys.

12. My school has girls' and boys' restrooms on the top and bottom floors of every building. Each restroom has five stalls with doors. The stalls have gaps between the doors that are larger than they should be, so there is not much privacy in the restroom stalls.

13. There are no single-use restrooms for students to use at the school.

14. I remember two times when I had to use the restroom at school, and a boy was there. Even though I wanted to avoid the restroom, I had to use the restroom so badly that I had no choice. So I used the restroom with the boys in it, and I left as soon as I could.

15. Most of the time, the boys using the girl's restroom were boys who identified as girls. But it was not only boys who identified as girls who used the girls' restroom. Over time, boys who did not identify as girls used the girls' restroom because they knew they could get away with it, and they used it as an excuse to use the restroom with girls.

16. Because I felt uncomfortable using the restroom with a boy in it, I would almost always wait all day until I got home. And because I took the bus to school, I frequently waited nine hours to go to the restroom.

17. When my parents found out I was avoiding the restroom at school, they were surprised and angry. They asked me why I hadn't told them about not using the school restroom. I hadn't told them earlier because the teachers and school administrators made the situation seem normal—like we all just had to accept that boys could use the girls' restroom and we had no input.

18. Most of my friends also avoided using the restroom at school and would hold it all day. I also know of a few other girls outside my friend group who avoided using the restroom at school. In my conversations with them, they agreed that they also felt uncomfortable and unsafe using the restroom with a boy. It is not normal, and it shouldn't be accepted as normal.

19. Thankfully, Oklahoma passed a law protecting women's safety and privacy by ensuring that only girls could use the girls' restroom.

20. Now boys are not allowed to use the girls' restroom, and I feel safe and confident that I can use the restroom at school without being put in embarrassing situations. Now, I use the restroom at school because I know that only girls will be in the girls' restroom.

21. I understand that the new Title IX rule will allow a male who identifies as female to once again use the restroom with me. It makes me really angry knowing that I may have to avoid the restroom at school again. It makes me angry knowing that adults do not care if I feel scared, unsafe, or uncomfortable at school. I should not have to feel embarrassed and uncomfortable when I use the restroom at school.

22. If this new rule is put in place and boys are once again allowed in the restroom, I will again stop using the restroom at my school.

Speaking Up

23. I have also learned that this new Title IX rule will punish me for what I say or do not say.

24. I fear the new rule will force me to speak and express ideas that I disagree with and that violate my religious beliefs. I also worry that I might be punished for expressing views I do agree with.

25. I am a Christian, and I believe that God created everyone and that God loves everyone. Based on that, I believe that everyone deserves to be treated with respect and dignity. I try to show people God's love by treating people that way.

26. I also believe God created everyone to be either male or female. I feel that everyone should be respected for the sex that God created them, that people should not attempt to change their sex, and that people should live consistent with their sex.

27. Based on my religious beliefs, I also believe there are only two sexes, and you cannot change your sex, a boy cannot become a girl, and a girl cannot become a boy.

28. Even though I know some of my classmates use pronouns that do not align with their sex, I have not used those inaccurate pronouns. There have even been a few times when I have not used the requested pronouns for one of my classmates at school, and they have gotten mad at me. But I do not want to be forced to lie about what I know is true and to violate my religious beliefs. It would violate my religious beliefs to use a pronoun for people that does not accurately reflect their sex.

29. In the past, I have talked to my friends about my religious beliefs on gender-identity issues and about my beliefs that boys should not be allowed to use the girls' restrooms. I still want the freedom to talk about these things. I have said things like, there are only two sexes, and I don't believe that people can change

their sex based on how they feel. Some of my classmates have gotten frustrated with me about my beliefs because I do not agree with them.

30. So far, my school has never punished me for expressing my beliefs. But I know some people at my school who strongly disagree with my views and would be mad and offended if they heard me expressing my beliefs. I also know people at my school who would be mad and offended if they asked me to use pronouns that did not reflect someone's actual sex and I refused. But I do not want to speak lies and violate my religious beliefs.

31. I am afraid that, if the new Title IX rule goes into effect, I could be punished for expressing my beliefs, for using accurate pronouns, and for declining to use inaccurate pronouns. I do not want to be punished for this. I want the freedom to speak consistently with my beliefs.

DECLARATION UNDER PENALTY OF PERJURY

I, K [REDACTED] R [REDACTED], a citizen of the United States and a resident of the State of Oklahoma, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge.

Executed this 7th day of May, 2024 at 8:50pm

K [REDACTED] R [REDACTED]
K.R.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS
TOPEKA DIVISION**

**State of Kansas; State of Alaska;
State of Utah; State of Wyoming;
K.R.**, a minor, by Shawna Rowland, her
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Department of Justice**; and **Merrick
Garland**, in his official capacity as
United States Attorney General,

Defendants.

Case No. 5:24-cv-04041-JWB-ADM

**DECLARATION OF A.B.S. IN SUPPORT OF PLAINTIFFS’ MOTION FOR
STAY AND PRELIMINARY INJUNCTION**

I, A.B.S., under penalty of perjury, declare as follows:

1. I am a 17-year-old resident of Topeka, Kansas and have personal knowledge of the information below.

2. I was a 12th-grade student and multi-sport athlete at Washburn Rural High School in Topeka, Kansas, where I competed on the girls' track and field, powerlifting, softball, volleyball, and wrestling teams.

Athletic Experience

3. Both of my parents grew up playing sports, and sports were very important in their lives. My mom played college golf and volleyball, and my dad wrestled and played semi-pro football. My little sister is also talented in sports and plays volleyball and softball, with aspirations of playing college softball.

4. I have been playing sports since I could walk. It started with catching a tennis ball when I started walking or carrying around an oversized baseball bat. Sports always felt very natural for me. I've typically learned new sports and new techniques quickly and enjoy doing so.

5. My first experience in organized sports was tee-ball when I was 5 years old. I was so small and could barely hold a softball bat, but I remember being fast and wanting to run around the bases. I loved warming up and playing catch with my dad before all my games. From that point on, I have been playing travel softball for most of my life.

6. My first serious sports injury also happened in recreation league softball. One of my teammates threw the ball too hard at me when we were warming up, and I ended up with a split forehead and seven stitches. But even with frequent injuries, I loved playing sports.

7. I started playing volleyball with my mom growing up and love that sport the most. My mom was an exceptional volleyball player, and she earned a

scholarship to Western New Mexico University. I learned so much from her, and it set me up for success in volleyball to this day.

8. My first organized volleyball team was with the city's recreational league when I was in third grade.

9. Volleyball was also the first sport I played at Washburn Rural Middle School. I played volleyball at the high school there too, and I will be playing volleyball for MidAmerica Nazarene University in Olathe, Kansas on a scholarship starting in the fall.

10. In volleyball, six girls are on the court at a time. There are several different positions in volleyball:

- a. outside hitter;
- b. middle hitter;
- c. right side hitter;
- d. setter;
- e. and a defensive specialist, or libero.

11. When it is our team's turn to serve, every position rotates to a new spot on the floor. The players will transition back to their positions after every serve.

12. I play outside hitter for my team. But I also play all the way around the court. That means I rotate to every position, and I have an opportunity to serve and play defense in the back row. I may be a defensive specialist on my college team in the fall.

13. Volleyball requires you to pay close attention to every play and always be ready for the ball to come to you. It requires you to react quickly to short hits or deep hits. It is a fast-paced game, and you are always doing something when you are on the court, whether you are moving, yelling, or touching the ball.

14. I love the pace of volleyball, which requires so much attention and quick movements. I also love the team aspect of volleyball. Volleyball requires

communication with a team and for someone to take leadership and to make sure the team is communicating with one another.

15. I've always enjoyed and done well with the leadership part of sports. I have been the captain of my team of seven years. I am good at rallying my team around a common goal and ensuring that we work together to win the game.

16. While I love volleyball, I also competed in track and field for the first time my senior year in high school and excelled quickly. I started throwing javelin in March and became one of the top 24 female javelin throwers in the state of Kansas.

17. On the eighth time I threw the javelin, I unofficially beat our school's record, which had been held for ten years. The record was 122 feet, and I broke it in practice by throwing 128 feet. Then, in our next meet, I officially broke the school record and my own unofficial record by throwing 135 feet.

18. Learning to throw the javelin well has come easy to me. I feel like I have been doing the throwing motion my entire life. The footwork to throw the javelin takes some technique that I needed to learn.

19. But I love it. I love that I have excelled at a sport so quickly, and I am seeing the results.

20. After the meet where I beat the women's school record, I was invited to compete with the top 24 male and female javelin throwers in Kansas. I am the only woman from my school who attended the meet, and two males from my school were also selected.

21. I am in conversations with the track and field coach at MidAmerica to possibly join the track team as well as the volleyball team.

22. My love of sports has encouraged me to try many different sports while I was in high school. I also competed on the girls' softball, wrestling, and powerlifting teams.

23. I only competed on the wrestling and softball teams during my freshman year at Washburn Rural High School.

24. Wrestling is an incredibly aggressive and violent sport. I won my first match against a girl who had been wrestling for three years. My dad taught me jiu-jitsu growing up, so that experience gave me an advantage over girls my age. But my wrestling experience ended with an injury to my elbow where I tore most of the ligaments in my elbow. The sport's intensity and the risk of injury kept me from continuing to compete throughout high school.

25. I also competed in softball during my freshman year at Washburn Rural High School. I played catcher, which is physically demanding. I also suffered injuries while playing softball, from broken ribs as a catcher to jammed fingers and even nerve damage in my elbow from being hit by a bat. I only played school softball for one year in high school.

26. My senior year in high school was the first time I competed on the women's powerlifting team. I really enjoyed learning a new skill and watching my personal bests improve. I competed in one powerlifting meet where I tied for second. It was fun trying a new sport and improving.

27. But being a multi-sport athlete takes sacrifice. From seventh grade until now, I have had practices most days after school. If I was on a sports team for that season, I practiced every day after school. I have had to be late to school dances or miss them altogether. I have had to miss work and lose out on the money I could have made at my after-school job. I have rescheduled appointments countless times and sometimes even had to miss school.

28. One of my biggest sacrifices is my body. I am constantly sore or bruised from one of my sports. I injured my elbow in wrestling, received countless bruises from diving in volleyball, and even have constant blisters on my hands from throwing javelin. My constantly bruised body even kept me from wearing the dress I

wanted to wear to prom. But those sacrifices would never keep me from competing in sports.

29. Sports have been instrumental in helping me become the person I am today. Sports have helped me establish and grow my leadership abilities. I love to lead my teams, and this leadership skill has helped me learn how to communicate well with others, which has helped my people skills. Sports have also allowed me to go to college on a scholarship to play the sport I love.

Males Competing in Girls' Sports

30. The idea of males competing in girls' sports makes me frustrated and discouraged. I remember hearing about this issue for the first time in connection with Lia Thomas competing in women's swimming and winning a national championship. But I've heard and seen many similar instances since then of women and girls losing to male athletes.

31. It is frustrating that women are now forced to share their sports categories with men. It is unfair to force women to give up their opportunities to be champions in their own sports by allowing males to compete with them.

32. I have worked my entire life to be the best in volleyball. But even my best would never be good enough to beat a male competitor. Earlier this year, I played a co-ed volleyball game with some friends. A guy who is 5'3" tall asked to play with us. He didn't have any volleyball experience, but the game was for fun. The first time he approached the net, both his shoulders rose above the net when he jumped, and he hit the ball at the 10-foot line—a difficult feat for many female volleyball players.

33. After that first hit, I refused to play with him for fear of being physically injured in the game. I have seen other experiences where a male competed against a girls' team in North Carolina, and one of the female players

received a concussion when she was hit by a ball hit by the male opponent.

<https://bit.ly/3UHGytj>.

34. I already face injuries frequently in my sports when I compete against only women. I cannot imagine what other injuries I would sustain if I were forced to compete against men.

35. Men are bigger, faster, and stronger, and no matter what I do in my sports, I will not be able to compete on a level playing field with males.

36. For example, in track and field, the women's javelin is 7 feet 2 inches long and weighs 21 ounces, while the men's javelin is 8 feet and 6 inches and weighs 28 ounces. So the men's javelin is longer and heavier than the women's javelin. Not only that but in the track meets, the men and women javelin throwers must meet certain minimum distances to continue competing in the meet. The women's minimum distance is 90 feet, while the men's minimum distance is 130 feet. I threw 130 feet at my last meet, setting a school record that has not been broken for 10 years—and that is the minimum distance men must throw to move on in their track and field competition.

37. The men's world record in javelin is 323 feet, and the women's world record is 237 feet. The men's world record is almost 100 feet further than the women's. I enjoyed competing in javelin because I knew the result would be fair and would reflect my hard work and training to be the best. If I knew I would have to compete against a male, it would be pointless for me to even try because nothing I could do would allow me to beat a male.

38. It was hard enough to earn a scholarship to play volleyball in college by only competing against other female athletes. I do not know if I would have secured a scholarship to play sports in college if I had to compete against male athletes to receive a scholarship.

39. Based on my personal experience competing against males in sports in casual settings and my experience in competitive sports, I do not think I could adequately compete against most males in most sports. It simply would not be a fair competition, and I do not think I could consistently win.

40. More than that, there is nothing I could do to protect myself if males were allowed to change in women's locker rooms or restrooms or shower in the locker room. At my school, the storage closet and athletic trainer's office are in the girls' locker room. The boys' track team even stores their equipment by the girls' showers. This creates a problem when males need to get something out of the storage room or go visit the athletic trainer. Boys at my school are supposed to call out to make sure the locker room is empty. But that does not happen occasionally, and boys walk in while we are changing.

41. When a boy accidentally walks into the locker room while we are changing, I feel vulnerable, uncomfortable, and small. I do not feel respected, and it even makes me feel afraid. I change in the restroom stall because I do not know when a male could walk through the girls' locker room. I also do not use the shower for fear that a male could come into the restroom.

42. I also would not want to use the women's restroom if males were allowed to use the women's restroom. Males and females are different, and males do not belong in the women's restroom. I understand that the new Title IX rule will allow a boy who considers himself to be a girl to be in the women's restroom and locker room with my teammates and me. This would make me feel uncomfortable and embarrassed.

43. Males and females are different. I believe we cannot change our sex. I feel strongly about this issue, and I would not want to be forced to say something that goes against what I believe. I will not use a pronoun that does not align with

someone's biological sex, and I do not want to stop talking about what I believe at school or with my friends.

44. I have talked with my teammates about this issue and how men do not belong on women's sports teams. They are encouraging and are thankful that I am brave enough to speak about this issue. I do not want to be punished for saying what I believe.

45. But I feel safe living in Kansas. When Kansas passed its Save Women's Sports Law, I breathed a sigh of relief. I have watched videos of women being hospitalized and displaced from competing against women in their sports, and I finally felt safe. I also felt respected by my state. They recognized the importance of the separate category for women's sports, and I am thankful for its protection.

46. I fear that if this law goes away, or if Title IX is changed, I will be forced to compete against bigger, stronger, and faster males. I am going to play college volleyball next year, and I do not want to be forced to compete against a male who could put me in the hospital if I am forced to compete against him.

47. Thankfully, when I play college volleyball next year, I will be playing for MidAmerica University, which is in the National Association of Intercollegiate Athletics. The NAIA has recently protected women's sports by implementing a policy that forbids males from competing on female sports teams. If Title IX is changed, I fear that NAIA policy will go away and I may have to play against male athletes who are playing on the women's team.

48. I'll be playing volleyball next year and we are scheduled to play teams in a competitive schedule, including Avalia College, Stephens College, Columbia College, Xavier University of Indiana, Hastings College, Mount Mercy College, Clarke University, Missouri Valley College, Park University, Central Methodist University, Baker University, Peru State University, Graceland University, Culver-Stockton College, William Penn University, and Grand View University.

49. I am not sure who I would have become without playing sports, and I don't want younger girls to miss out on the life-defining moments I have had playing sports.

DECLARATION UNDER PENALTY OF PERJURY

I, A [REDACTED] S [REDACTED] a citizen of the United States and a resident of the State of Kansas, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge.

Executed this 12th day of May, 2024 at Topeka, Kansas.

A [REDACTED] S [REDACTED]
A.B.S.

**IN THE UNITED STATES DISTRICT COURT
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Case No. 5:24-cv-04041-JWB-ADM

**DECLARATION OF A.R.S. IN SUPPORT OF PLAINTIFFS’ MOTION FOR
STAY AND PRELIMINARY INJUNCTION**

I, A.R.S., under penalty of perjury, declare as follows:

1. I am a 13-year-old resident of Topeka, Kansas in Shawnee County, and have personal knowledge of the information below.

2. I am a 7th-grade student and multi-sport athlete at Washburn Rural Middle School in Topeka, Kansas where I am on a girls' volleyball team for my school. I am also on a girls' club softball team.

Athletic Experience

3. I grew up in a family of athletes. My mom played college volleyball and golf at Western New Mexico University, and my dad played semi-professional football and was a wrestler. My older sister will be playing college volleyball at MidAmerica Nazarene University next fall.

4. I have loved sports for as long as I can remember. I grew up playing sports with my family, whether throwing around a softball or playing volleyball with my mom.

5. My first memories of sports are watching my older sister play softball and running around the bases. I wanted to be just like her.

6. I have played girls' travel softball for most of my life, starting when I was four. I play club softball right now because my middle school does not have a softball team. I plan to join the school softball team when I get to high school. I plan to attend Rossville Middle School next year and stay there for high school.

7. In softball, there are nine girls on the field at a time. Usually, I either pitch or play in the outfield. But pitching is my favorite.

8. Even though I love pitching, it can be scary. You are only 43 feet away from the pitcher and all you have on is a chest protector and a face guard. The ball can come back to you very quickly.

9. Once a year, we do a father vs. daughter softball game. You can tell the fathers are not trying their hardest, but it always scares me to have to pitch to the

dads because I know the ball could come back and hit me quickly without much time to react.

10. It is also intimidating when I bat. When a taller and bigger pitcher comes to the mound, I get nervous that I may get hit by a pitch. I have been hit by pitches several times, and it always hurts.

11. Once I was hit running to second base and the force was so great, it knocked me over. I enjoy the thrill of playing softball, but I am aware there are risks in playing, even with precautions.

12. My favorite part about playing softball is playing with my team. We have played with the same girls for years and have become good friends.

13. Because my middle school does not have a softball team, I have to wait until high school to play softball for my school. Right now, the only girls' middle school sport I want to play is volleyball. But I plan to play softball in high school, and one day, I hope to receive a scholarship and play softball in college.

14. My dream is to play for Oklahoma University because they are the best in college softball. And I want to become one of the best.

15. But until I can play school softball, I am playing volleyball at my middle school. I made the B team in seventh grade this year. In middle school, we have an A team and a B team. About one hundred girls came to try out for the two teams, and only eighteen girls made a team. While I was disappointed that I did not make the A team, I was proud of myself for making a team.

16. I really enjoy playing volleyball. I can play any position, but my main position is outside hitter. When it is your team's turn to serve, everyone on the court rotates, and I can play all the positions.

17. It takes a lot of physical effort to be successful in volleyball. You always have to move and pay attention to the play. If your team does not communicate well, you will not be successful. There are six girls on a 30-foot by 30-

foot court, and you need to quickly communicate and move with your teammates to retrieve the ball hit by the opponent.

18. You also have to be ready to move in for a close hit, or transition back to retrieve a hit to the back corners. You need to time your footwork with the ball. There are times when you could start transitioning to hit the ball, and you will go too late or too early, and your hit will not be effective, or it may not go over the net.

19. Playing volleyball this year has taught me so much. I have learned to work with my friends as a team. I have learned people skills and how to encourage my friends and not get frustrated with them when we are not playing well.

20. The school volleyball season goes from August to October. When the school season ends, I start playing club volleyball with a city league. I play club volleyball from November to March, and I also play club softball until I can play softball when I get to high school. We play several times a year. We have a small season in the fall, with three tournaments in October. The season starts mid-April and runs through July, and I will play in six or seven tournaments. I play sports almost year-round.

21. Playing all these sports requires sacrifice in other parts of my life.

22. When I play softball, I practice on Tuesdays and Sundays, and I practice volleyball on Wednesdays and Sundays. I have had to miss school dances and football games to play my sports. I have had to wake up at four in the morning to make it to softball tournaments on time. Because of my sports schedule, we go on fewer vacations as a family. It is a sacrifice to play sports, but I love it.

23. Sports have taught me how to work well with my teammates. I have learned how to work well in a group and to accomplish a common goal. I have also learned leadership skills by being on sports teams from such a young age.

24. I can't wait to see where sports take me. I hope to use my athletic skills to make it onto a college softball team and hopefully earn a scholarship.

Males in Female Sports

25. When I first heard about males competing in girls' sports, I said that was not fair. It's not fair that bigger and stronger boys get to play in girls' sports, making it impossible for girls to win.

26. Boys in my grade are bigger and stronger than me. It is scary to think about a boy coming up to bat when I am standing only 43 feet from him on the pitching mound. He could hit the ball, and I would have almost no time to react and protect myself.

27. Sometimes, I try to play with the boys in my grade in gym class or at recess. When the boys choose teams, they always form a group against the girls, and we are no match for them. We always get demolished, and there is little we can do about it.

28. When I heard about the Kansas law that protects women's sports, I felt a lot safer and more confident that I could pursue sports and try for a sports scholarship going forward. Even if I have to compete against a girl who is bigger or taller than me, I at least know I have a shot of competing on a level playing field with her. But I know that I cannot beat out a boy in my sports. It feels more fair knowing that I will only have to compete against other girls, especially knowing that when I get to high school, the males will be even bigger and stronger than they are now.

29. Based on my personal experience competing against boys in sports in casual situations, I do not think I could physically compete against them in sports in more competitive settings. Most males just have physical advantages that would make it impossible for me to compete, win, or enjoy the competition.

30. It would also make me feel unsafe if I had to change with a boy in my locker room, or if males were allowed in the girls' bathroom. That would feel creepy and strange, and I would refuse to get changed if a boy was in the locker room.

31. When I use the girls' restroom at school, I would also feel uncomfortable if there was a male using the girls' restroom. I would not want to use the restroom with a male because it would make me feel unsafe and vulnerable.

32. In P.E. class, we have to change in the locker room before class. In my locker room, there is not much privacy. It is mainly a few stalls and a big open area in front of our lockers to change. There is not enough time for every girl to change into their P.E. clothes in the bathroom stalls before class starts. I would feel uncomfortable if there was a male in my P.E. class. I would refuse to change if a boy was in my room.

33. Everyone knows males and females are different. It is not surprising that boys are better than girls at sports. Boys are stronger than girls and everyone knows that. I do not want to sign up to play a sport where I know I will be signing up to get injured.

34. I also don't want to be forced to express messages that I disagree with. Males and females are different, and I do not want to be forced to use a pronoun for someone that does not match their biological sex. I believe that God has designed each person as a male or a female, and I would not want to say anything that goes against those beliefs. I want to be able to continue speaking about my beliefs in school and with my friends when it comes up. But I fear that if the Title IX rules are changed, I will not be able to say what I believe.

35. I hope one day I will be able to get a college scholarship to play softball. But I fear that if the Title IX rules are changed, then boys will get scholarships ahead of me. I saw my sister go through the process of getting a college scholarship, and it was very difficult and extremely competitive. I fear that if I have to compete against boys and girls, I will not be able to play softball in college.

36. I have loved sports for as long as I can remember. I am proud to stand up to protect women's sports so that other girls and I can get the chance to excel in sports.

DECLARATION UNDER PENALTY OF PERJURY

I, A [REDACTED] S [REDACTED], a citizen of the United States and a resident of the State of Kansas, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge.

Executed this 12th day of May, 2024 at Topeka, Kansas.

A [REDACTED] S [REDACTED]

A.R.S.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS
TOPEKA DIVISION**

**State of Kansas; State of Alaska;
State of Utah; State of Wyoming;
K.R.**, a minor, by Shawna Rowland, her
mother; **Moms for Liberty; Young
American’s Foundation; Female
Athletes United,**

Plaintiffs,

v.

**United States Department of
Education; Miguel Cardona**, in his
official capacity as United States
Secretary of Education; **United States
Department of Justice**; and **Merrick
Garland**, in his official capacity as
United States Attorney General,

Defendants.

Case No. 5:24-cv-04041-JWB-ADM

**DECLARATION OF T.P. IN SUPPORT OF PLAINTIFFS’ MOTION FOR
STAY AND PRELIMINARY INJUNCTION**

I, T.P., under penalty of perjury, declare as follows:

1. I am a 15-year-old resident of Park County, Wyoming, and have personal knowledge of the information below.
2. I am a student-athlete and a member of Female Athletes United.
3. As an athlete with a passion for competition and fairness, I joined Female Athletes United to take a stand for women's sports.
4. Protecting fairness for women's athletics is important to me and, as a female athlete, has personal implications.
5. I think that advocating with a united voice conveys our message more powerfully. I am grateful to be a member of Female Athletes United.
6. I am a freshman at Powell High School. I play on the junior varsity tennis team.
7. From a very young age I have competed in sports. I started playing soccer in early elementary school but eventually moved to tennis.
8. There are approximately 25 girls on my school tennis team. The team includes freshmen through seniors and is divided between varsity and junior varsity.
9. Before practice, we get changed in the school locker room. The changing area in the locker room is a pretty open space. There is not much privacy when we change together for practice or before a match.
10. Sometimes we scrimmage against the boys' tennis team. This can be fun and a great challenge, but I never win against them.
11. Guys are built differently and it shows in how they play. They tend to have stronger muscles, broader shoulders, and taller heights. Their serves and hits are incredibly strong. They can jump and slam the ball down in a way that makes it

extremely difficult to return. The guys swing the racquet much harder, harder than any of the girls on my team.

12. I am also in a weight-lifting class at school and have experienced the differences between girls and boys in that class. Most of the guys lift three to four times what I lift, but I am lifting close to what the other girls in my class lift.

13. I enjoy the challenge of competing against guys in scrimmages and doing weight training with them, but would not want to compete against them in competitive settings. It would be disheartening to know that I would enter into any competition with an automatic disadvantage against males. Based on my personal experience in sports and in competing against males in casual and practice settings, I do not think I would be able to adequately compete against males in competitive sports. Most males just have physical advantages that would make this competition unfair and not enjoyable.

14. I am also a Christian and believe that God creates people male and female. I believe that males and females are equal in dignity and worth, but have important differences. I do not believe that a boy can be a girl or a girl can be a boy. I do not believe that we can change what God created us to be even if we feel that we are a different sex. These beliefs are rooted in the Bible.

15. I cannot express things that contradict my beliefs through words or actions.

16. But I fear that I will be forced to say things I disagree with.

17. Outside of tennis, I am also active on the speech and debate team at Powell High and several of my teammates on the debate team identify as non-binary. On several occasions, I also competed against students from other schools who identified as transgender.

18. Ahead of one debate match, my name placard was printed listing pronouns for me. But I felt that having pronouns on my placard would be an endorsement of the idea that people can change their sex. This violates my beliefs.

19. Because of this, my family requested that the pronouns be removed and that only my name be placed on my placard. The school accommodated our request and removed the pronouns.

20. Likewise, I cannot use pronouns that do not accurately match someone's sex. Using these inaccurate pronouns would violate my religious beliefs and express the view that gender identity matters more than someone's sex and that someone can and sometimes should try to change their sex.

21. When I was in middle school, a teacher asked my class to use "they/them" pronouns for a non-binary student, and I declined to do so because of my religious beliefs. I chose to not use pronouns for that student at all and instead used only the student's name.

22. My speech and debate coach has told us that anyone who bullies an LGBTQ teammate would be kicked off the team.

23. I would never bully anyone, but I sometimes worry that if one of my teammates asked me to use inaccurate pronouns and I declined, that student or the coach would think this was bullying.

24. I have spoken with my friends about my belief that girls cannot be boys and boys cannot be girls. I have shared that I believe God makes people male or female and that sex can't be changed.

25. My coaches and school administrators have never stopped me from speaking with my friends at school on this issue.

26. One of the students at Powell who identifies as transgender is a male who identifies as a girl. This student uses the girls' restroom.

27. Since I learned that the student uses the girls' bathroom, I have avoided going into the restroom location that I have seen this student use. I do not use this restroom even if it means I need to go to a farther one.

28. Going to the restroom with a male present would make me feel uncomfortable and unsafe. I think it is important for safety and privacy that the girls' restroom be open only to females.

29. My friends and I have spoken to each other about our discomfort using the restroom with a male present. They agree with me that it would not feel safe or dignified to go to the restroom with a male.

30. Wyoming has a law that requires that sports teams be divided based on sex.

31. This makes me feel confident that I will not need to change in front of a male before a tennis competition or play against a male in a match.

32. The varsity team also takes multiple overnight trips each season. On these trips the players share rooms.

33. I hope to be on varsity in the coming years, but I would not feel comfortable sharing a room with a male teammate who identifies as a girl.

34. Wyoming's law makes me feel comfortable that I do not have to worry about this.

35. It is my understanding that the Department of Education just passed new rules, which would redefine sex to include gender identity.

36. From what I understand, my school abides by Title IX and anyone can report what they consider to be sexual harassment to the school and these reports can be made anonymously.

37. I understand that the new Title IX rules go into effect on August 1, 2024.

38. When these rules go into effect, I will no longer feel comfortable speaking about my beliefs on gender identity at school. I desire to continue to discuss with my friends my beliefs that a girl cannot be a boy and a boy cannot be a girl. I want to express to them my discomfort with males using the girls' bathrooms. But under these rules, I would be afraid to speak about this at school for fear of getting punished. I am afraid that under these rules I will be required to use inaccurate pronouns and that my not using them because of my faith will be considered bullying or harassment under the rules. But I cannot use inaccurate pronouns.

39. I also desire to continue competing only against females in tennis. Under the new rules, a male who identifies as female could play on the girls' team and I would be required to compete against male athletes. I also may be assigned to share a room with a male athlete on an overnight trip if one joined my tennis team. I would not feel comfortable or safe sharing a room with a male teammate. I also do not think it is fair for females to be forced to compete against male athletes. If I am forced to compete against or share a room with a male, I would leave the team.

I, T.P., under penalty of perjury, declare as follows:

1. I am a 15-year-old resident of Park County, Wyoming, and have personal knowledge of the information below.
2. I am a student-athlete and a member of Female Athletes United.
3. As an athlete with a passion for competition and fairness, I joined Female Athletes United to take a stand for women's sports.
4. Protecting fairness for women's athletics is important to me and, as a female athlete, has personal implications.
5. I think that advocating with a united voice conveys our message more powerfully. I am grateful to be a member of Female Athletes United.
6. I am a freshman at Powell High School. I play on the junior varsity tennis team.
7. From a very young age I have competed in sports. I started playing soccer in early elementary school but eventually moved to tennis.
8. There are approximately 25 girls on my school tennis team. The team includes freshmen through seniors and is divided between varsity and junior varsity.
9. Before practice, we get changed in the school locker room. The changing area in the locker room is a pretty open space. There is not much privacy when we change together for practice or before a match.
10. Sometimes we scrimmage against the boys' tennis team. This can be fun and a great challenge, but I never win against them.
11. Guys are built differently and it shows in how they play. They tend to have stronger muscles, broader shoulders, and taller heights. Their serves and hits are incredibly strong. They can jump and slam the ball down in a way that makes it

extremely difficult to return. The guys swing the racquet much harder, harder than any of the girls on my team.

12. I am also in a weight-lifting class at school and have experienced the differences between girls and boys in that class. Most of the guys lift three to four times what I lift, but I am lifting close to what the other girls in my class lift.

13. I enjoy the challenge of competing against guys in scrimmages and doing weight training with them, but would not want to compete against them in competitive settings. It would be disheartening to know that I would enter into any competition with an automatic disadvantage against males. Based on my personal experience in sports and in competing against males in casual and practice settings, I do not think I would be able to adequately compete against males in competitive sports. Most males just have physical advantages that would make this competition unfair and not enjoyable.

14. I am also a Christian and believe that God creates people male and female. I believe that males and females are equal in dignity and worth, but have important differences. I do not believe that a boy can be a girl or a girl can be a boy. I do not believe that we can change what God created us to be even if we feel that we are a different sex. These beliefs are rooted in the Bible.

15. I cannot express things that contradict my beliefs through words or actions.

16. But I fear that I will be forced to say things I disagree with.

17. Outside of tennis, I am also active on the speech and debate team at Powell High and several of my teammates on the debate team identify as non-binary. On several occasions, I also competed against students from other schools who identified as transgender.

18. Ahead of one debate match, my name placard was printed listing pronouns for me. But I felt that having pronouns on my placard would be an endorsement of the idea that people can change their sex. This violates my beliefs.

19. Because of this, my family requested that the pronouns be removed and that only my name be placed on my placard. The school accommodated our request and removed the pronouns.

20. Likewise, I cannot use pronouns that do not accurately match someone's sex. Using these inaccurate pronouns would violate my religious beliefs and express the view that gender identity matters more than someone's sex and that someone can and sometimes should try to change their sex.

21. When I was in middle school, a teacher asked my class to use "they/them" pronouns for a non-binary student, and I declined to do so because of my religious beliefs. I chose to not use pronouns for that student at all and instead used only the student's name.

22. My speech and debate coach has told us that anyone who bullies an LGBTQ teammate would be kicked off the team.

23. I would never bully anyone, but I sometimes worry that if one of my teammates asked me to use inaccurate pronouns and I declined, that student or the coach would think this was bullying.

24. I have spoken with my friends about my belief that girls cannot be boys and boys cannot be girls. I have shared that I believe God makes people male or female and that sex can't be changed.

25. My coaches and school administrators have never stopped me from speaking with my friends at school on this issue.

26. One of the students at Powell who identifies as transgender is a male who identifies as a girl. This student uses the girls' restroom.

27. Since I learned that the student uses the girls' bathroom, I have avoided going into the restroom location that I have seen this student use. I do not use this restroom even if it means I need to go to a farther one.

28. Going to the restroom with a male present would make me feel uncomfortable and unsafe. I think it is important for safety and privacy that the girls' restroom be open only to females.

29. My friends and I have spoken to each other about our discomfort using the restroom with a male present. They agree with me that it would not feel safe or dignified to go to the restroom with a male.

30. Wyoming has a law that requires that sports teams be divided based on sex.

31. This makes me feel confident that I will not need to change in front of a male before a tennis competition or play against a male in a match.

32. The varsity team also takes multiple overnight trips each season. On these trips the players share rooms.

33. I hope to be on varsity in the coming years, but I would not feel comfortable sharing a room with a male teammate who identifies as a girl.

34. Wyoming's law makes me feel comfortable that I do not have to worry about this.

35. It is my understanding that the Department of Education just passed new rules, which would redefine sex to include gender identity.

36. From what I understand, my school abides by Title IX and anyone can report what they consider to be sexual harassment to the school and these reports can be made anonymously.

37. I understand that the new Title IX rules go into effect on August 1, 2024.



38. When these rules go into effect, I will no longer feel comfortable speaking about my beliefs on gender identity at school. I desire to continue to discuss with my friends my beliefs that a girl cannot be a boy and a boy cannot be a girl. I want to express to them my discomfort with males using the girls' bathrooms. But under these rules, I would be afraid to speak about this at school for fear of getting punished. I am afraid that under these rules I will be required to use inaccurate pronouns and that my not using them because of my faith will be considered bullying or harassment under the rules. But I cannot use inaccurate pronouns.

39. I also desire to continue competing only against females in tennis. Under the new rules, a male who identifies as female could play on the girls' team and I would be required to compete against male athletes. I also may be assigned to share a room with a male athlete on an overnight trip if one joined my tennis team. I would not feel comfortable or safe sharing a room with a male teammate. I also do not think it is fair for females to be forced to compete against male athletes. If I am forced to compete against or share a room with a male, I would leave the team.

DECLARATION UNDER PENALTY OF PERJURY

I, _____ T.P. _____, a citizen of the United States and a resident of the State of Wyoming, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge.

Executed this 14th day of May, 2024 at Powell, Wyoming.


T.P. 
Carrie I. Peters
Carrie I. Peters

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS
TOPEKA DIVISION**

**State of Kansas; State of Alaska;
State of Utah; State of Wyoming;
K.R.**, a minor, by Shawna Rowland, her
mother; **Moms for Liberty; Young
American’s Foundation; Female
Athletes United,**

Plaintiffs,

v.

**United States Department of
Education; Miguel Cardona**, in his
official capacity as United States
Secretary of Education; **United States
Department of Justice**; and **Merrick
Garland**, in his official capacity as
United States Attorney General,

Defendants.

Case No. 5:24-cv-04041-JWB-ADM

**DECLARATION OF ELIZABETH ZWAHLEN IN SUPPORT OF
PLAINTIFFS’ MOTION FOR STAY AND PRELIMINARY INJUNCTION**

I, Elizabeth Zwahlen, under penalty of perjury, declare as follows:

1. I am over the age of eighteen and competent to testify, and I make this declaration as follows:

2. I am a 20-year-old resident of Utah County, Utah, and have personal knowledge of the information below.

3. I am a student-athlete and a member of Female Athletes United.

4. Coming from a family of athletes including numerous female athletes, I am a firm advocate of fairness in women's sports.

5. I grew up surrounded by runners. My dad ran track at the collegiate level and my mom ran in high school. One of my grandmothers has completed over twenty-six marathons. All my siblings and cousins also run or play other sports.

6. I began competing in track and cross country in high school.

7. I worked extremely hard because I wanted to compete in college. I knew it would be difficult to get onto a collegiate team and even more competitive to get an athletic scholarship.

8. In my senior year of high school alone, I placed first twelve times in the outdoor track season. In my senior year cross country, I finished first four times and only placed below the top ten once.

9. It took discipline and sacrifice to get and stay in shape to win those medals. We practiced hard and in all kinds of weather.

10. I was on the swim team to stay in shape between seasons, which sometimes involved very early practices.

11. I was overjoyed when Utah Valley University offered me a full athletic scholarship.

12. I have competed in track and cross country every season since starting here. Recently, I completed my junior year at UVU.

13. My track events are the 800m and 1500m and occasionally the 400 meter or 4x400 meter relay. Women's cross-country races in college are generally 6K whereas men's are 8K or 10K.

14. I had personal records in both the 800 meter and 1500 meter this year, which was very rewarding. I finished in the top ten in five different events.

15. There is nothing like finishing a race, knowing you have run your best and receiving recognition for the countless hours of hard work.

16. In track especially, it is important to train diligently because there are only a few spots for each team in most events. To compete, you need to be one of the team's top runners in your division.

17. As a team, we frequently travel for meets.

18. Between cross country and track, about 15 of these trips involve spending the night in a hotel. We share a room with other teammates and sometimes we even have to share beds.

19. When we are at school, I often change in the locker rooms and sometimes shower in the shower area in the locker room. These locker rooms have minimal privacy with semi-open areas available for changing. Because of this, I have to change in view of my teammates.

20. When traveling to away meets, I also change in the locker room and sometimes use the shower. In these cases, both my teammates and the athletes on the opposing teams share the locker room.

21. As I understand it, Utah law currently requires that individuals in most cases must use sex-designated changing facilities based on their sex in government-owned buildings. This includes the locker rooms at my school, as well as the restrooms and showers attached to the locker rooms there.

22. I am grateful for this law because I would not feel safe or comfortable using a locker room with a male present.

23. Likewise, I do not feel comfortable sharing a hotel room or a bed with a male teammate, even if the teammate identifies as female, or showering in the locker room with a male nearby, or with using the restroom with a male nearby.

24. I would feel unsafe, vulnerable, and humiliated having to undress or shower near a male or having to sleep in the same hotel room or bed next to a male.

25. I am a Christian and believe that God creates people male or female and that people cannot change their sex. I believe God loves everyone equally and that every person has equal dignity and worth, but that people have meaningful distinctions based on their sex. I also believe that people should try to live consistently with their God-given sex and view it as a gift rather than try to change or reject it.

26. In the past, my teammates and I have spoken about gender identity and males competing in women's sports.

27. During these conversations, I have shared my beliefs that everyone should be treated with love and compassion, but that I do not believe that people can change their sex and that males who identify as females are in fact male. I have also shared that I do not think it is fair for males to compete in women's sports.

28. I have played against men in sports for fun and know from experience the very real physical advantages men have. Despite being an athlete who has been competing for years, I still cannot match men for strength or speed. I do not think I would be competitive against most males in a meet, especially if they had comparable training as runners.

29. I often play pick-up soccer with a group that is mostly guys. It is fun to play co-ed sports in a casual setting like this, but it would be discouraging to play competitively against men. Despite being a runner, the male players even in this casual setting are faster and stronger than I am. Based on my personal experiences

like these, I do not think I could fairly compete against most men in sports and I wouldn't enjoy trying because most men have these physical advantages.

30. Utah Valley University follows Title IX. Every year my teammates and I attend Title IX training. The training instructs us to report any sexual harassment or bullying that comes to our attention. This includes not only situations in which we have experienced or witnessed sexual harassment, but also any instances where we are made aware of sexual harassment.

31. I understand that the Department of Education just put out new rules related to Title IX. I am worried that, under these rules, I would no longer be allowed to share my beliefs with my teammates that God created two sexes and that people cannot change their sex. I will be worried that this would be considered harassment or bullying. When the rules go into effect on August 1, 2024, I will no longer share my beliefs on these issues at school for fear of being reprimanded.

32. I also understand that the new rules require that schools, including Utah Valley, open their bathrooms, locker rooms, shower areas, overnight accommodations, and sports teams to students based on gender identity.

33. I do not think this is fair or right. I want to continue to access these women's only areas with confidence knowing that I won't have to encounter, undress, sleep, or shower next to a male. If male students use these women's only areas with me, I will feel very uncomfortable and vulnerable.

34. I also think it is unfair if I have to compete against male students in competitive athletics. I want the chance to compete, to excel, and to win because I have trained so hard to be the best athlete I can be. If I am forced to compete against males in my own sport, it will be very discouraging and frustrating.

DECLARATION UNDER PENALTY OF PERJURY

I, Elizabeth Zwahlen, a citizen of the United States and a resident of the State of Utah, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge.

Executed this 15th day of May, 2024 at Tyler, Texas.



Elizabeth Zwahlen

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS
TOPEKA DIVISION**

**State of Kansas; State of Alaska;
State of Utah; State of Wyoming;
K.R.**, a minor, by Shawna Rowland, her
mother; **Moms for Liberty; Young
American’s Foundation; Female
Athletes United,**

Plaintiffs,

v.

**United States Department of
Education; Miguel Cardona**, in his
official capacity as United States
Secretary of Education; **United States
Department of Justice**; and **Merrick
Garland**, in his official capacity as
United States Attorney General,

Defendants.

Case No. 5:24-cv-04041-JWB-ADM

**DECLARATION OF T.Z. IN SUPPORT OF PLAINTIFFS’ MOTION FOR
STAY AND PRELIMINARY INJUNCTION**

I, T.Z., under penalty of perjury, declare as follows:

1. I am a 17-year-old resident of Summit County, Utah, and have personal knowledge of the information below.
2. I am a member of Female Athletes United and a student-athlete.
3. Female Athletes United has the important mission of advocating for fairness in women's sports, and I am grateful to be a part of that.
4. Growing up, I played sports frequently with my family. I also attended sports camps that focused on a specific sport like soccer or volleyball.
5. Our family is full of athletes and even my grandma enjoys running races.
6. I started running competitively when I joined my middle school's cross-country team.
7. I am in my junior year at North Summit High School in Summit County, Utah.
8. My freshman year of high school, I was on the school volleyball and track teams.
9. I currently compete on the high school cross country and track and field teams. I plan to stay on these teams for the remainder of high school.
10. My track events are the 3200 meter, 1600 meter, and 800 meter. Cross-country races are generally 5 kilometers for high school girls.
11. Training for cross country and track is rigorous but rewarding.
12. We generally go straight from school to the locker room to change for practice. Once we are ready, we head outside to meet our coach and get started on the workout for the day. On competition days, we quickly change and get on the bus to travel to the meet.

13. The locker rooms do not have much privacy. The changing area is open and we change in view of each other.

14. Several times each year, we spend the night in hotels when traveling for competitions.

15. On these overnight stays, I share a room and often a bed with one or more teammates.

16. Both my cross country and track teams are tight-knit. My teammates have become close friends. We spend a lot of time together, from running countless miles to spending hours on buses traveling to competitions.

17. I am also competitive and work hard to win. It is a lot of fun training hard and achieving my goals. It is also extremely rewarding watching my teammates set new personal records and take their place on the victory podium.

18. This year at the regional championships, I competed in three events in the women's varsity division. I finished 5th in the 1600 meter, 7th in the 800 meter, and 6th in the 3200 meter. I am in the top five athletes on my team in each of these events.

19. I am grateful to have the opportunity to compete in sports and to enjoy all the doors that athletic participation opens for me.

20. It is my understanding that Utah has passed laws requiring that students compete on the sports team and generally use the changing facilities and restrooms that correspond to their sex.

21. I am grateful for these laws because I think it would be extremely unfair for males to compete against women or to let males access women's-only private spaces.

22. Males have clear biological advantages in sports. This is evident from my personal experience watching male runners and from looking at the top times for track and cross-country runners in the male and female categories for the same

age groups. For example, while I placed in the top five for the women's varsity division in the 1600, I would not have even been in the top 20 in the men's division. I would be discouraged if I were forced to compete against men and am not sure I would continue racing. It would be disheartening to train hard knowing that I was at an unfair disadvantage before I even got to the starting blocks.

23. I have shared my belief that males should not compete in women's sports with my teammates when the subject has come up.

24. I am a Christian and believe that God created people male and female. I believe that God created people in a way that they will flourish if they embrace their sex rather than try to reject it. I believe that people cannot and should not try to erase the meaningful differences between males and females. I have shared these beliefs with my friends and teammates at school.

25. My school abides by Title IX. Our school handbook expressly says that the school policies comply with Title IX and the district has a designated Title IX Coordinator.

26. But it is my understanding that starting August 1, 2024, there are new rules under Title IX, which would allow males who identify as female to join female sports teams and compete as women. I understand that the rules also allow males to come into women's and girl's private spaces like locker rooms, restrooms, and overnight accommodations if they identify as female.

27. I would not feel comfortable using restrooms, changing areas, or shower areas in a locker room with a male. And I think it would be inappropriate and unsafe for me to share a room or a bed with a male on an overnight stay. Forcing me to share any of these women's only spaces with a male would make me feel embarrassed, humiliated, and vulnerable.

28. I also would be frustrated and discouraged if I were required to compete against a male in track or cross-country races. I do not think this is fair.

29. It is also my understanding that under the new Title IX rules, I could more easily be punished for expressing my views to classmates about gender identity and the unfairness of males competing in women's sports.


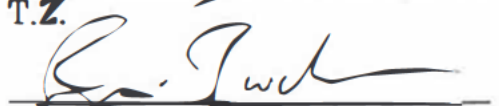
30. Under the new rules, I would also be afraid to share my beliefs on these topics. Because there are students at my school who identify as transgender or non-binary, I do not want to be accused of violating Title IX if I express my beliefs and that happens to offend someone.

31. Starting August 1, 2024, I will no longer speak about my belief that males who identify as females are actually males and should not be allowed to compete in women's sports at school for fear of getting in trouble.

DECLARATION UNDER PENALTY OF PERJURY

I, _____ T.Z. _____, a citizen of the United States and a resident of the State of Utah, hereby declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge.

Executed this 14th day of May, 2024 at Wanship, UT.


T.Z. _____


Brian Zwahlen