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and Rona Siegert)*

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF IDAHO

ADREE EDMO,

Plaintiff,

v.

IDAHO DEPARTMENT OF
CORRECTION; HENRY ATENCIO, in his
official capacity; JEFF ZMUDA, in his
official capacity; HOWARD KEITH
YORDY, in his official and individual
capacities; AL RAMIREZ, in his official
capacity; CORIZON, INC.; SCOTT
ELIASON; MURRAY YOUNG; RICHARD
CRAIG; RONA SIEGERT; CATHERINE
WHINNERY; AND DOES 1-15;

Defendants.

CIVIL ACTION FILE

NO. 1:17-cv-151-BLW

**NOTICE OF DEFENDANTS' JOINT
APPEAL AND/OR JOINT
PRELIMINARY INJUNCTION APPEAL**

PLEASE TAKE NOTICE that Defendants Corizon Inc., Scott Eliason, Murray Young, and Catherine Whinnery, by and through their counsel of record, Parsons Behle & Latimer, and the Idaho Department of Correction, Henry Atencio, Jeff Zmuda, Howard Keith Yordy, Al Ramirez, Richard Craig, and Rona Siegert, by and through their counsel of record, Moore Elia Kraft & Hall, LLP, appeal to the Ninth Circuit Court of Appeals from the Order (ECF No. 225) entered by U.S. District Court Judge B. Lynn Winmill on October 24, 2019, requiring Defendants 1) to provide Plaintiff with complete hair removal by either laser hair removal or electrolysis, 2) to provide Plaintiff with a referral letter for gender confirmation surgery from a treating physician, and 3) to provide payment approval for gender confirmation surgery. Because the order granted injunctive relief and/or modified the injunction previously issued in this case, the order is immediately appealable pursuant to 28 U.S.C. § 1292(a)(1). To the extent the Order (ECF No. 225) entered a final decision on the merits as suggested in footnote 1 of the Order, then the Ninth Circuit Court of Appeals also has appellate jurisdiction pursuant to 28 U.S.C. § 1291.

DATED this 31st day of October, 2019.

PARSONS BEHLE & LATIMER

By: /s/ Dylan A. Eaton

Dylan A. Eaton
Counsel for Defendants Corizon Inc., Scott
Eliason, Murray Young, and Catherine
Whinnery

DATED this 31st day of October, 2019.

MOORE ELIA KRAFT & HALL, LLP

By: /s/ Brady J. Hall

Brady J. Hall
Counsel for Defendants Idaho Department of
Correction, Henry Atencio, Jeff Zmuda, Howard
Keith Yordy, Al Ramirez, Richard Craig, and
Rona Siegert

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 31st day of October, 2019, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

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REPRESENTATION STATEMENT

The parties to this appeal are identified in the caption of the Notice of Defendants' Joint Appeal and/or Joint Preliminary Injunction Appeal. The below list of counsel is provided pursuant to Ninth Circuit Court of Appeals Circuit Rule 3-2(b).

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